

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

TWELFTH DAY'S PROCEEDINGS

**Thirty-first Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 12, 2005

The House of Representatives was called to order at 2:00 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
Dewitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White

Durand
Erdey
Fannin
Farrar
Total - 104

McVea
Montgomery
Morrell
Morrish

Winston
Wooton
Wright

ABSENT

LaBruzzo
Total - 1

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Pastor Gustav Dentiot.

Pledge of Allegiance

Rep. Crowe led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. White, the reading of the Journal was dispensed with.

On motion of Rep. Baldone, the Journal of May 11, 2005, was adopted.

**Petitions, Memorials and
Communications**

The following petitions, memorials, and communications were received and read:

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 12, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 94
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 12, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 55

Respectfully submitted,

GLENN A. KOEPP

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Secretary of the Senate

Suspension of the Rules

On motion of Rep. Walker, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 55— BY SENATOR HINES

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of John R. "Red" Bourg and to record for posterity the enduring appreciation of the members of the Legislature of Louisiana for his lifetime of contributions to Louisiana, his family and community.

Read by title.

On motion of Rep. Walker, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate

SENATE BILLS

May 12, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 6, 15, 27, 46, 54, 56, 70, 80, 81, 97, 99, 100, 101, 102, 115, 119, 143, 144, 167, 189, 190, 205, 210, 212, 219, 222, 230, 235, 237, 245, 258, 268, 271, 278, 289, 307, 313 and 327

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Montgomery, the rules were suspended in order to take up the bills contained in the message at this time.

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 6— BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 38:291(B)(2), relative to the Bossier Levee District; to provide for an increase in the membership of the district; to provide for the appointing authority; to provide for the term of the additional member; and to provide for related matters.

Read by title.

SENATE BILL NO. 15— BY SENATOR ADLEY

AN ACT

To enact R.S. 25:151(E), relative to the disposition of books by public libraries; to authorize the Webster Parish Library, through its governing board, to sell books directly to the public and retain the proceeds; and to provide for related matters.

Read by title.

SENATE BILL NO. 27— BY SENATORS MCPHERSON, DUPLESSIS AND MURRAY

AN ACT

To enact R.S. 47:305.53 and 337.9(D)(27), relative to sickle cell disease organizations; to provide for a state and political subdivision sales tax exemption; and to provide for related matters.

Read by title.

SENATE BILL NO. 46— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2219(A)(3), relative to public contracts; to provide relative to contracts with the New Orleans Sewerage and Water Board for the purchase of goods and services; to increase that amount which is not subject to performance or surety bond requirements; and to provide for related matters.

Read by title.

SENATE BILL NO. 54— BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:3086.23(A) and (B) and to enact R.S. 38:3086.22(D), relative to the Bayou Lafourche Fresh Water District; to authorize the inclusion of Terrebonne Parish within the district under certain terms, conditions and requirements; to provide relative to membership and composition of the district board; to require prior approval of the Terrebonne Parish Council and voters of Terrebonne Parish; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 56— BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4121(E), relative to the Sewerage and Water Board of New Orleans; to provide for a technical change in the board's bonding authority; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 70— BY SENATORS KOSTELKA AND ELLINGTON

AN ACT

To amend and reenact R.S. 32:387.17(A)(5), relative to special permits; to extend authorization for issuance of special permits for trucks hauling containerized cargo in international trade intended for exportation within a fifty-mile radius of the Port of Ouachita; and to provide for related matters.

Read by title.

SENATE BILL NO. 80—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4084(A)(1)(a), relative to the Sewerage and Water Board of New Orleans; to change the threshold contract amount of materials and supplies contracts with the board that must be advertised for public bid; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 81—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4079, relative to the Sewerage and Water Board of New Orleans; to provide for the conformity to plans for drainage system and related facilities; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 97—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:221.4, relative to St. Landry Parish; to provide for municipal annexation; to provide with regard to special service districts and contracts, taxes, and services related thereto; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 99—
BY SENATOR CRAVINS

AN ACT

To enact R.S. 33:1448(P), relative to group insurance premiums; to provide for the payment of insurance premiums for certain retired sheriffs and retired deputy sheriffs in St. Landry Parish; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 100—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 29:36.1(A) and (B), relative to exemption from tuition charges for service in the Louisiana National Guard; to extend eligibility for tuition exemption charges to include the period of commitment in the inactive National Guard; and to provide for related matters.

Read by title.

SENATE BILL NO. 101—
BY SENATOR BOASSO

AN ACT

To amend and reenact R.S. 34:1702 and to enact R.S. 34:1703(F) and 1703.I, relative to deep water ports; to provide for the board of commissioners of the St. Bernard Port, Harbor and Terminal District; to increase membership; to provide relative to the appointment and terms of commissioners; to provide relative to the qualifications and responsibilities of a port director; and to provide for related matters.

Read by title.

SENATE BILL NO. 102—
BY SENATOR ELLINGTON AND REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 49:191(3) and to repeal R.S. 191(1)(e), relative to the Department of Transportation and Development; to provide for the re-creation of the Department of Transportation and Development and the statutory entities made a part of the

department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

SENATE BILL NO. 115—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 15:146(B)(1)(a), relative to the indigent defender fund for the Eighteenth Judicial District; to increase criminal costs in the City Court of Port Allen to fund indigent defense; and to provide for related matters.

Read by title.

SENATE BILL NO. 119—
BY SENATORS JACKSON, CHEEK AND MALONE

AN ACT

To amend and reenact R.S. 17:1516(A), 1517(A) and (B) and the introductory paragraph of (D), 3215(6), (7), and (8) and to enact R.S. 17:3215(9), relative to the Louisiana State University and Agricultural and Mechanical College Medical School at Shreveport, to provide for the components and organization of this facility; and to provide for related matters.

Read by title.

SENATE BILL NO. 143—
BY SENATORS CAIN, ADLEY AND MOUNT

AN ACT

To designate a portion of Louisiana Highway 12 located in the city of DeQuincy as the "Buddy Henagan Memorial Parkway."

Read by title.

SENATE BILL NO. 144—
BY SENATOR NEVERS AND REPRESENTATIVE CRANE

AN ACT

To amend and reenact R.S. 17:427.3(A), (B), (C), (H) and (I)(1), relative to the Teach Louisiana First Program; to provide relative to reducing the shortage of certified teachers in low-performing schools and districts; to provide relative to program purposes, incentive payments, eligibility and selection criteria, reports, and administration; and to provide for related matters.

Read by title.

SENATE BILL NO. 167—
BY SENATOR AMEDEE AND REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 38:326.1(E), relative to the Lafourche Basin Levee District; to authorize the district to contract for certain law enforcement services with sheriffs' offices within the boundaries of the levee district; and to provide for related matters.

Read by title.

SENATE BILL NO. 189—
BY SENATOR BROOME

AN ACT

To enact Part VI-B of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1742.1, relative to providing information and making recommendation of food and dietary supplements; to provide with respect to disclosure by certain individuals who provide such information and recommendations; to provide for information to be disclosed in the disclosure; and to provide for related matters.

Read by title.

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SENATE BILL NO. 190—

BY SENATORS BROOME, BAJOEIE, HINES, MCPHERSON, MOUNT, JACKSON AND SCHEDLER AND REPRESENTATIVES ALARIO, DORSEY, HAMMETT AND SALTER

AN ACT

To amend and reenact R.S. 40:1299.53 (A)(6) and 1299.58 (A)(introductory paragraph) and (A)(1), to enact R.S. 40:1299.53 (A)(10) and (11), (C) and (D), 1299.58 (G), Chapter 4-A of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:445.1 through 445.32, and Part VI-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2180 through 2180.5, and to repeal R.S. 28:380 through 382 and 383 through 444 and R.S. 28:421 through 427, relative to citizens with developmental disabilities; to provide for definitions; to provide for system components, operations, and principles; to provide for the rights of persons with developmental disabilities; to provide for appeal and grievance procedures; to provide for consent by a person with a developmental disability; to provide for judicial commitment; to provide for the administration of the state developmental centers; to provide for the ombudsman program and quality assurance of facilities and services for persons with developmental disabilities; to provide for licensure of intermediate care facilities for the mentally retarded; to provide for licensing fees for such services; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 205—

BY SENATOR DUPLESSIS

AN ACT

To enact Chapter 51 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3071 through 3076, relative to database security; to provide for legislative findings; to provide definitions; to provide for disclosure upon breach in the security of personal information by agencies and persons; to provide for delayed notification in the event of certain criminal investigations; to provide for means of notification; to provide for the recovery of damages; to provide for financial institution compliance in certain cases; and to provide for related matters.

Read by title.

SENATE BILL NO. 210—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact Sections 1 and 2 of Act No. 233 of the 1984 Regular Session of the Legislature, as amended by Act No. 847 of the 1992 Regular Session of the Legislature, Act No. 1364 of the 1997 Regular Session of the Legislature, and Act No. 1378 of the 1999 Regular Session of the Legislature, relative to the Bohemia Spillway; to provide a procedure for persons claiming an ownership interest in property or minerals located in the Bohemia Spillway; to provide for certification of property and mineral ownership interest and for the return of such property and mineral interest to the certified owner or his successor by the Board of Levee Commissioners of the Orleans Levee District; to provide for payment by the board to the certified owner or his successor for mineral revenues received by the board from such property after June 29, 1984; to provide an exemption to the board of commissioners from certain judgements rendered involving title to properties and claims involving mineral revenues derived from land located in the spillway; and to provide for related matters.

Read by title.

SENATE BILL NO. 212—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 13:3049(B)(2)(a), relative to judicial procedure; to provide relative to civil jury trials; to require certain filing fees for such trials; and to provide for related matters.

Read by title.

SENATE BILL NO. 219—

BY SENATOR FONTENOT

AN ACT

To repeal R.S. 45:1206, relative to the Energy Efficiency Fund; to repeal the authority of the Public Service Commission to adopt rules and regulations to establish the Energy Efficiency Fund; and to provide for related matters.

Read by title.

SENATE BILL NO. 222—

BY SENATOR HOLLIS

AN ACT

To amend and reenact R.S. 9:3529, relative to certain credit transactions; to provide for the collection of certain fees and charges due to insufficient funds when payment is made by electronic means; and to provide for related matters.

Read by title.

SENATE BILL NO. 230—

BY SENATORS SCHEDLER, N. GAUTREAUX, CAIN, LENTINI AND NEVERS

AN ACT

To amend and reenact R.S. 37:612, 776(A)(6), 1285(A)(6), and 1526(A)(introductory paragraph) and to enact R.S. 37:1526(A)(16) and Part III of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2122 through 2122.4, relative to pain management clinics; to provide for penalties; to provide for definitions; to provide for ownership; to provide for prohibitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 235—

BY SENATOR ULLO AND REPRESENTATIVES TOOMY AND WOOTON

AN ACT

To enact R.S. 34:851.27(B)(9), relative to regulation of vessels and motorboats; to authorize the regulation of air boats by the governing authority of Jefferson Parish and its municipalities; to provide for terms and conditions; to provide for the enforcement of such regulation; and to provide for related matters.

Read by title.

SENATE BILL NO. 237—

BY SENATOR ULLO

AN ACT

To enact R.S. 46:333(E), relative to blind vendors; to authorize the Department of Social Services to enter into certain contracts; to provide for the assignment of income from vending machines; to provide for compliance with the Randolph-Sheppard Act; and to provide for related matters.

Read by title.

SENATE BILL NO. 245—

BY SENATORS SCHEDLER AND CAIN
AN ACT

To enact Part II-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2119.1 through 2119.5, relative to pain management clinics; to provide for licensure of such facilities by the Department of Health and Hospitals; to provide for a moratorium of the licensing of these clinics; to provide for clinics to which the moratorium does not apply; to provide for violations and exemptions from the moratorium; and to provide for related matters.

Read by title.

SENATE BILL NO. 258—

BY SENATORS KOSTELKA, BAJOE, MOUNT AND SCHEDLER AND REPRESENTATIVES JOHNS, ALARIO, DORSEY, HAMMETT AND SALTER

AN ACT

To amend and reenact R.S. 13:5106(B)(1) and (2), relative to the Louisiana Governmental Claims Act; to provide relative to limitations of liability for the state and political subdivisions; to provide for liability for damages for personal injury and wrongful death; to provide for legislative intent; and to provide for related matters.

Read by title.

SENATE BILL NO. 268—

BY SENATORS SMITH AND ELLINGTON
AN ACT

To amend and reenact R.S. 48:274.1(A)(2)(a), relative to outdoor logo signing program on interstate highways; to provide relative to contracts with third parties; to provide for payment to the Department of Transportation and Development for use of rights-of-way; to provide for selection of the third party or parties to be a competitive process in accordance with the procurement code; and to provide for related matters.

Read by title.

SENATE BILL NO. 271—

BY SENATORS MCPHERSON, BAJOE, HINES AND MOUNT AND REPRESENTATIVES DORSEY, HAMMETT AND SALTER
AN ACT

To amend and reenact R.S. 14:403.2(E)(9)(a), and to enact R.S. 40:1300.51(2)(l) and (m), and Part VI-D of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2179 through 2179.1, and to repeal R.S. 37:2504(D) and (E), relative to direct service workers; to provide relative to the adult protection agency; to provide with respect to the confidentiality of case records; to provide for criminal history checks of direct service workers; to define direct service workers; to authorize the Department of Health and Hospitals to promulgate rules to maintain a registry of direct service workers; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 278—

BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 38:3087.191, the introductory paragraph of R.S. 38:3087.192(B) and (C), 3087.193(B), 3087.194(B), 3087.196, 3087.197(A)(2) and (8), 3087.198(A)(6), 3087.199(A)(1), (B)(1) and (2), (C)(1), (D)(1), 3087.204, and 3087.205(A) and (B), relative to the Washington Parish Reservoir District; to provide for the creation, maintenance, and operation of a single reservoir in the district; to provide for reimbursement of the amount actually paid for property returned to a prior landowner; to limit the authority of the district to expropriate property; to provide for payment to owners whose

property is subject to expropriation; to provide for terms for members of the board of commissioners of the district; to authorize agreements with landowners regarding building restrictions on non-submerged property; and to provide for related matters.

Read by title.

SENATE BILL NO. 289—

BY SENATOR MURRAY

AN ACT

To enact R.S. 33:4079.1, relative to the Sewerage and Water Board of New Orleans; to provide for the authorization to lease conduit to house fiber optic cable by the Sewerage and Water Board of New Orleans; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 307—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 39:1351(A) and (B), 1352, 1353, and 1354, and to enact R.S. 17:10.1(C), relative to fiscal administrators for political subdivisions; to provide relative to the authority to seek the judicial appointment of a fiscal administrator for political subdivisions; to provide for the authority of the State Board of Elementary and Secondary Education to define certain circumstances applicable to city, parish, and other local public school systems; to provide relative to the appointment of a fiscal administrator; to provide relative to the duties, authority, and termination of the authority of such fiscal administrator; and to provide for related matters.

Read by title.

SENATE BILL NO. 313—

BY SENATOR MARIONNEAUX AND REPRESENTATIVE MCVEA

AN ACT

To enact R.S. 33:2740.62, relative to special districts; to create the East Feliciana Parish Economic Development District; to provide for the purpose and governance of the district; to provide for its rights and powers, including the authority for tax financing by the district; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 327—

BY SENATOR JONES

AN ACT

To enact R.S. 46:1053(C)(2)(e), relative to hospital service districts; to authorize an increase in per diem for the members of the board of commissioners of the Madison Parish Hospital Service District; to increase the number of meeting days payable by a per diem; and to provide for related matters.

Read by title.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE CONCURRENT RESOLUTION NO. 96—

BY REPRESENTATIVE DOERGE

A CONCURRENT RESOLUTION

To direct the Louisiana Department of Social Services, bureau of licensing, to promulgate rules and regulations to provide for the licensing of after-school enrichment programs, pursuant to

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Chapter 14 of Title 46 of the Louisiana Revised Statutes of 1950.

Read by title.

On motion of Rep. Doerge, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 95—

BY REPRESENTATIVES ST. GERMAIN AND JACK SMITH AND
SENATORS B. GAUTREUX AND MARIONNEAUX AND
REPRESENTATIVES LAMBERT AND WOOTON

A CONCURRENT RESOLUTION

To direct the Louisiana Wildlife and Fisheries Commission to return the deer hunting regulations for Area 6 to the same provisions as implemented in the 2003-2004 deer hunting season.

Read by title.

Under the rules, the above resolution was referred to the Committee on Natural Resources.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 11—

BY SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to install traffic controls or reduce the speed limit on Louisiana Highway 406 (Woodland Highway) in Belle Chasse, Louisiana.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

SENATE CONCURRENT RESOLUTION NO. 12—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to provide the necessary funding to restore Calcasieu Ship Channel in southwest Louisiana to its authorized dimensions in order that the economic, safety, and security concerns may be adequately addressed.

Read by title.

Under the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works.

SENATE CONCURRENT RESOLUTION NO. 52—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the issue of improving the health and safety of student athletes in Louisiana's secondary schools.

Read by title.

Under the rules, the above resolution was referred to the Committee on Education.

SENATE CONCURRENT RESOLUTION NO. 53—

BY SENATOR FONTENOT

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Environmental Quality to develop a strategy for the proper management of electronic discards, including making recommendations for the recovery of components from discarded electronics and for the reduction of landfilling or incinerating discarded electronics.

Read by title.

Under the rules, the above resolution was referred to the Committee on Environment.

House Bills and Joint Resolutions on Second Reading to be Referred

The following House Bills and Joint Resolutions on second reading to be referred to committees were taken up, read, and referred to committees, as follows:

Motion

On motion of Rep. LaFonta, the Committee on Administration of Criminal Justice was discharged from further consideration of House Bill No. 578.

HOUSE BILL NO. 578—

BY REPRESENTATIVE LAFONTA

AN ACT

To enact Code of Criminal Procedure Article 556.2, relative to arraignment and pleas; to provide for notification to a nonresident alien before acceptance of guilty or nolo contendere plea; to provide for notice given by the court; to provide for the failure to give notice; and to provide for related matters.

Read by title.

Motion

On motion of Rep. LaFonta, the bill was withdrawn from the files of the House.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 20—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 24:771(3) and 772, relative to reports provided to the legislature; to provide for definitions; to provide for record maintenance and retrieval; to require audit determination of reporting compliance; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 58—

BY SENATORS DUPLESSIS AND FIELDS

AN ACT

To repeal R.S. 17:121(D), relative to participation in certain campaign activities for the election of school board members in Orleans Parish; to remove the prohibition against school board

members or other elected officials in campaigning for or against the election of school board members in Orleans Parish; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 62—

BY SENATORS DUPLESSIS, BAJOE AND MURRAY
AN ACT

To enact R.S. 17:1601.6, relative to naming state buildings in honor of a living person; to name the building which houses the school of social work at Southern University at New Orleans; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Education.

SENATE BILL NO. 82—

BY SENATORS DARDENNE, AMEDEE, BARHAM, BOASSO, HOLLIS, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, NEVERS, SMITH, THEUNISSEN, JONES, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, ULLO, LENTINI AND SCHEDLER AND REPRESENTATIVE GEYMAN
AN ACT

To amend and reenact R.S. 24:51(2) and to repeal R.S. 42:1123(13), relative to the Code of Governmental Ethics; to repeal provisions relative to an elected official's authorization to accept certain gifts; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

SENATE BILL NO. 107—

BY SENATOR DUPLESSIS
AN ACT

To enact R.S. 6:319, relative to financial institutions; to authorize banks to use additional FDIC insurance coverage to insure excess public funds on deposit; to provide that such funds are considered fully collateralized; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 110—

BY SENATOR SMITH
AN ACT

To amend and reenact R.S. 9:3530(C)(4), relative to consumer loan transactions; to provide for a documentation fee for certain consumer loan transactions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Commerce.

SENATE BILL NO. 149—

BY SENATORS BAJOE, BROOME, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, N. GAUTREAUX, HINES, JACKSON, MURRAY AND SCHEDLER AND REPRESENTATIVES FARRAR, GALLOT, JEFFERSON, MARCHAND, MONTGOMERY AND TOWNSEND
AN ACT

To enact R.S. 46:450.5, relative to public assistance; to provide evaluation services to certain persons for chronic kidney disease; to provide early intervention and treatment to certain

persons with chronic kidney disease; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 216—

BY SENATORS DUPRE, HINES, BAJOE, HEITMEIER, MCPHERSON AND MOUNT AND REPRESENTATIVES ALARIO, DORSEY, HAMMETT AND SALTER AND SENATORS ADLEY, AMEDEE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MICHOT, MURRAY, NEVERS, ROMERO, SCHEDLER, SMITH, THEUNISSEN AND ULLO
AN ACT

To enact Part III of Chapter 2 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:120 through 122, Subpart I of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.31, and R.S. 47:297.5 and 306.2, relative to military affairs; to provide relative to military family assistance; to create and provide for donations to the Louisiana Military Family Assistance Fund; to create the Louisiana Military Family Assistance Board, and provide for its composition, powers, and duties; to provide relative to the manner and procedure for distributing money from the fund; to provide terms, procedures, definitions, conditions, and requirements; to provide relative to donation of tax refunds and donations in excess of tax due; to exempt payments from the Military Family Assistance Fund from state individual income tax; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

**House and House Concurrent Resolutions
Reported by Committee**

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 17—

BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION

To urge and request the Governor's Office of Elderly Affairs to develop a comprehensive Internet site with information and resources focused on enhancing and improving the lives of Louisiana's elderly population.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Durand, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 19—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States of America to take such actions as are necessary to enact legislation establishing English as the official language of the United States.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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On motion of Rep. Lancaster, the resolution was ordered passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 54—

BY REPRESENTATIVE ALEXANDER

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the future income-earning capacity of individuals who pass the General Education Development (GED) examination in comparison to the future income-earning capacity of individuals who obtain a standard high school diploma, to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than two weeks prior to the beginning of the 2006 Regular Session, and if the study finds that individuals who obtain a GED have a lower income-earning capacity than those who obtain a standard high school diploma, to include in the report an explanation of reasons the GED is promoted as an equivalent to a standard high school diploma in Louisiana.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 62—

BY REPRESENTATIVE CRAVINS

A CONCURRENT RESOLUTION

To direct the clerk of the House of Representatives and the secretary of the Senate, upon the death of a legislator, to notify the office of facility planning and control within the division of administration of the death of the legislator; to direct the office of facility planning and control within the division of administration to expeditiously notify the clerk of the House of Representatives and the secretary of the Senate about any capital outlay requests the deceased legislator had submitted for inclusion in the capital outlay budget or Capital Outlay Bill for the current fiscal year and for the next fiscal year; and to direct the clerk of the House of Representatives and the secretary of the Senate, upon receipt of such information from the office of facility planning, to notify in a timely manner each legislator who represents in whole or in part the area formerly represented by the deceased legislator about any such capital outlay requests submitted by the deceased legislator.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 62 by Representative Cravins

AMENDMENT NO. 1

On page 1, line 3, after "to notify" delete the remainder of the line and delete line 4 and insert the following:

"the office of facility planning and control within the division of administration of the death of the legislator; to direct the office of facility planning and control within the division of administration to expeditiously notify the clerk of the House of Representatives and the secretary of the Senate about any capital outlay requests"

AMENDMENT NO. 2

On page 1, at the end of line 6, after "fiscal year" delete the period "." and insert a semi-colon ";," and insert the following:

"and to direct the clerk of the House of Representatives and the secretary of the Senate, upon receipt of such information from the office of facility planning, to notify in a timely manner each legislator who represents in whole or in part the area formerly represented by the deceased legislator about any such capital outlay requests submitted by the deceased legislator."

AMENDMENT NO. 3

On page 1, line 18, after "to notify" delete the remainder of the line and delete line 19 and on page 2, delete lines 1 through 6 and insert the following:

"the office of facility planning and control within the division of administration of the death of the legislator."

BE IT FURTHER RESOLVED that the Legislature of Louisiana does hereby direct the office of facility planning and control within the division of administration to expeditiously notify the clerk of the House of Representatives and the secretary of the Senate about any capital outlay requests the deceased legislator had submitted for inclusion in the capital outlay budget or Capital Outlay Bill for the current fiscal year and for the next fiscal year.

BE IT FURTHER RESOLVED that the Legislature of Louisiana does hereby direct the clerk of the House of Representatives and the secretary of the Senate, upon receipt of such information from the office of facility planning, to notify in a timely manner each legislator who represents in whole or in part the area formerly represented by the deceased legislator about any such capital outlay requests submitted by the deceased legislator."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the resolution, as amended, was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 63—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To urge and request public bodies and any agents acting on behalf of public bodies to be open and honest with the public about applicants and candidates for public positions of authority and to discontinue the practice of oral only contacts and interviews, the sole purpose of which is to circumvent the laws relative to public records and the fundamental and constitutional right of the citizens of Louisiana to observe the deliberations of public bodies and examine public documents.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the resolution was ordered engrossed and passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 77—

BY REPRESENTATIVE M. POWELL AND SENATOR MALONE

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop, adopt, and submit to the legislature for its approval and funding a minimum foundation program formula for the 2006-2007 school year that requires at least seventy percent of local school system general fund monies to be expended at the school building level for instructional services

and further requires at least sixty-five percent of the general fund monies to be spent at the classroom level for the instruction of students by teachers and instructional staff members; to provide for a report by the state board to the House and Senate education committees prior to the 2006 Regular Session relative to certain local school system expenditures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the resolution was ordered engrossed and passed to its third reading.

House Bills and Joint Resolutions on Second Reading Reported by Committee

The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 11—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 18:541 and 542, relative to the hours of voting; to provide for the time for opening and closing of the polls; to provide for termination of voting; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 16—

BY REPRESENTATIVE FARRAR AND SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 14:32.1(A)(4), relative to vehicular homicide; to delete the requirement that the operator of a vehicle flee the scene of the accident as an element of the crime of vehicular homicide; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 17—

BY REPRESENTATIVES T. POWELL, BRUCE, BURRELL, CRAVINS, MARTINY, JANE SMITH, TRICHE, WHITE, AND WOOTON

AN ACT

To amend and reenact Code of Criminal Procedure Article 571.1, relative to time limitations for prosecuting certain sex offenses; to amend the time limitations for instituting prosecutions for certain sex offenses involving a victim under the age of seventeen years; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 20—

BY REPRESENTATIVES STRAIN AND SCHNEIDER

AN ACT

To enact R.S. 40:989.1, relative to controlled dangerous substances; to create the crime of the unlawful production, manufacture, distribution, or possession of a material, compound, mixture, or preparation intended for human consumption which contains a hallucinogenic plant; to provide for definitions; to provide for penalties; to provide for exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 20 by Representative Strain

AMENDMENT NO. 1

On page 3, delete line 22 in its entirety and insert "(bb) Lagoehilus inebrians."

AMENDMENT NO. 2

On page 4, delete line 5 in its entirety and insert the following:

"(5) "Homeopathic drug" means any drug labeled as being homeopathic which is listed in the Homeopathic Pharmacopeia of the United States, an addendum to it, or its supplements. The potencies of homeopathic drugs are specified in terms of dilution. Homeopathic drug products must contain diluents commonly used in homeopathic pharmaceuticals. Drug products containing homeopathic ingredients in combination with non-homeopathic active ingredients are not homeopathic drug products."

AMENDMENT NO. 3

On page 4, after line 8 insert the following:

"E. The provisions of this Section shall not apply to any dosage form which is legally obtainable from a retail establishment without a prescription and is recognized by the Federal Food and Drug Administration as a homeopathic drug."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 56—

BY REPRESENTATIVES KATZ, DOERGE, ST. GERMAIN, AND WINSTON

AN ACT

To enact R.S. 14:46.2, relative to offenses against the person; to create the crime of human trafficking; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 80—

BY REPRESENTATIVES BRUNEAU, FAUCHEUX, ARNOLD, FANNIN, GALLOT, JEFFERSON, LAFONTA, LANCASTER, AND PITRE

A JOINT RESOLUTION

Proposing to amend Article IV, Section 3(A) and to add Article IV, Section 3(E) of the Constitution of Louisiana, to change the date of the election of the governor and the other officials elected at the same time as the governor; to provide for the terms of office of such officials; to provide relative to statewide elections in odd-numbered years; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 103—

BY REPRESENTATIVE FRITH

AN ACT

To enact R.S. 17:3048.1(A)(5), to permit use of Tuition Opportunity Program for Students Opportunity, Performance, and Honors Awards at certain out-of-state nonpublic colleges and universities; to provide conditions for and limitations on such use; to provide relative to award amounts; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 105—

BY REPRESENTATIVE E. GUILLORY

AN ACT

To amend and reenact R.S. 18:426.1(3), relative to compensation of commissioners; to provide for an increase in the salaries of certain commissioners who serve at the polls on election day; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs with recommendation that the bill be recommitted to the Committee on Appropriations.

On motion of Rep. Lancaster, the bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 120—

BY REPRESENTATIVES HILL AND BEARD

AN ACT

To enact R.S. 17:3048.1(Q)(5) and (V)(3), to provide relative to minimum scores on specified tests that are required of certain home study students to be eligible for Tuition Opportunity Program for Students awards; to provide for effectiveness; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education with recommendation that the bill be recommitted to the Committee on Appropriations.

On motion of Rep. Crane, the bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 124—

BY REPRESENTATIVES WOOTON AND DARTEZ AND SENATORS DUPRE AND B. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:305(H) and to enact R.S. 56:302.3(B)(5)(c), relative to shrimp gear licenses; to provide for additional fees for such licenses; to provide relative to deposit and use of the revenues from such additional fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 124 by Representative Wooton

AMENDMENT NO. 1

On page 2, after line 10, add the following:

"Section 2. This Act shall become effective on July 1, 2005; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2005, or on the day following such approval by the legislature, whichever is later."

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 125—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 37:751(A)(5), 780(B)(1), (2), and (3), 788(B)(4), and 795(B)(2)(a) and (3)(a) and to enact R.S. 37:780(B)(4) and 795(B)(2)(q), (r), (s), and (t), relative to the Dental Practice Act; to provide for definitions; to provide for the application of a license or a permit; to provide costs and fees for violations; to alter existing fees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Durand, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 152—
BY REPRESENTATIVE E. GUILLORY
AN ACT

To amend and reenact R.S. 18:563(D) and (E) and to enact R.S. 18:563(F), relative to voting procedures; to prohibit the use of certain electronic communication devices while voting; to exempt from the prohibition certain electronic communication devices to be used for assisted voting; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 164—
BY REPRESENTATIVE JACKSON
AN ACT

To amend and reenact R.S. 22:1262.1(G) and to repeal R.S. 22:1262(F)(2), relative to surplus lines insurance; to provide for notice of removal from approved list; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 164 by Representative Jackson

AMENDMENT NO. 1

On page 1, line 10, after "insurer" insert "and all licensed surplus lines brokers"

AMENDMENT NO. 2

On page 1, line 11, at the end of the line add the following:

"Such notice to licensed surplus line brokers may, at the option of the surplus lines broker, be sent by the commissioner via electronic mail."

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 188—
BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 22:622.2, relative to automobile liability insurance; to provide for coverage; to provide for prohibitions

on limitations; to provide for public policy; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 188 by Representative LaFleur

AMENDMENT NO. 1

On page 1, line 9, delete "or potential recovery" and insert in lieu thereof the following:

"of, or the amount that can be recovered by,"

AMENDMENT NO. 2

On page 1, line 11, delete "or any recovery"

AMENDMENT NO. 3

On page 1, line 12, after "or" and before "recovery" insert "potential"

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 200—
BY REPRESENTATIVE JACK SMITH
AN ACT

To enact R.S. 56:123, relative to hunting; to prohibit hunting on private property without the authorization of the property owner; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 200 by Representative Jack Smith

AMENDMENT NO. 1

On page 1, line 10, change "two" to "one"

AMENDMENT NO. 2

On page 1, line 11, change "R.S. 56:32" to "R.S. 56:31"

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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HOUSE BILL NO. 203—

BY REPRESENTATIVES FAUCHEUX AND WALSWORTH
AN ACT

To amend and reenact R.S. 22:250.2(E)(2)(b) and to enact R.S. 22:250.2(E)(2)(a)(iv) and (c)(iii), relative to health insurance; to provide with respect to group health insurance coverage of a dependent previously enrolled in the Louisiana Children's Health Insurance Program; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 203 by Representative Fauchaux

AMENDMENT NO. 1

On page 1, line 4, after "in" delete "a Medicaid program or"

AMENDMENT NO. 2

On page 1, line 17, after "in" delete "a Medicaid program or"

AMENDMENT NO. 3

On page 1, at the end of line 19, delete "such a Medicaid program" and at the beginning of line 20, delete "or"

AMENDMENT NO. 4

On page 2, at the end of line 6, delete "a Medicaid" and at the beginning of line 7, delete "program or"

AMENDMENT NO. 5

On page 2, line 10, after "under" delete "such a Medicaid program or"

AMENDMENT NO. 6

On page 2, at the end of line 16, delete "a Medicaid" and at the beginning of line 17, delete "program or"

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 208—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 49:992(B)(2), relative to adjudications by the division of administrative law; to require that any agency shall comply fully and in a timely manner with the final decision or order of an administrative law judge in an adjudication commenced by the division of administrative law; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 222—

BY REPRESENTATIVE TOOMY
A JOINT RESOLUTION

Proposing to add Article VI, Section 14.1 of the Constitution of Louisiana, to provide that no law, unless enacted by two-thirds of the elected members of each house of the legislature, requiring increased expenditures for any purpose shall be applicable to a city, parish, or other local public school board except under certain circumstances; to provide for exceptions to such prohibition; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 228—

BY REPRESENTATIVE JEFFERSON
AN ACT

To amend and reenact Code of Criminal Procedure Articles 270(A) and 271(A) and (B), relative to bail in extradition cases; to provide with respect to bail in extradition cases; to provide with respect to eligibility; to provide for a contradictory hearing in certain cases; to prohibit bail once a warrant is issued; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 228 by Representative Jefferson

AMENDMENT NO. 1

On page 2, line 2, immediately after "violate" insert a comma "," and before "a" change "or" to "is"

AMENDMENT NO. 2

On page 2, line 3, after "escape" and before the period insert a comma "," and add "or the offender is serving a sentence with the department of corrections in the state from which he has been extradited"

AMENDMENT NO. 3

On page 2, line 9, after the comma "," delete the remainder of the line and delete lines 10 through 14 in their entirety and insert in lieu thereof:

"the accused shall not be bailable if, after a contradictory hearing, the judge or magistrate finds by clear and convincing evidence that there is a substantial risk that the person may flee or poses an imminent danger to any person or the community."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 245—

BY REPRESENTATIVE T. POWELL

AN ACT

To amend and reenact R.S. 56:302.3(B)(1) and (C) and 305(B)(2) and (C)(1) and to enact R.S. 56:10(B)(1)(e) and (13), relative to providing additional funds for the enhancement of the crab fishery in Louisiana; to increase the fee for the purchase of crab gear licenses; to dedicate the revenues from such fee increase; to create the Crab Promotion and Marketing Account in the Seafood Promotion and Marketing Fund; to create the Derelict Crab Trap Removal Program Account in the Conservation Fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 245 by Representative T. Powell

AMENDMENT NO.1

On page 3, line 1, change "R.S. 56:649.3" to "R.S. 56:649.3(B)"

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 252—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 42:5(D) and to repeal R.S. 42:5.1, relative to open meetings; to provide for public comment at meetings of school boards; to remove specific provisions applying to meetings of school boards; to apply general provisions regarding public comment at meetings of public bodies to school boards; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 252 by Representative Arnold

AMENDMENT NO.1

On page 1, line 2, after "amend and reenact" and before "R.S." insert "R.S. 42:5(D) and to repeal"

AMENDMENT NO. 2

On page 1, line 3, after "boards;" and before "and" insert "to remove specific provisions applying to meetings of school boards; to apply general provisions regarding public comment at meetings of public bodies to school boards;"

AMENDMENT NO. 3

On page 1, line 5, change "R.S. 42:5.1" to "R.S. 42:5(D)"

AMENDMENT NO. 4

On page 1, delete lines 6 through 16 and insert the following:

"§5. Meetings of public bodies to be open to the public

* * *

D. ~~Except school boards, which shall be subject to R.S. 42:5.1,~~ ~~each~~ Each public body conducting a meeting which is subject to the notice requirements of R.S. 42:7(A) shall provide an opportunity for public comment at such meeting, subject to reasonable rules, regulations, and restrictions as adopted by the public body.

Section 2. R.S. 42:5.1 is hereby repealed in its entirety."

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 276—

BY REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 14:72.4, relative to disposal of property with fraudulent intent; to create and define the crime of disposal of property with fraudulent intent; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 282—

BY REPRESENTATIVE GEYMAN

AN ACT

To enact R.S. 44:9(A)(3)(c), relative to the expungement of juvenile records; to provide for an exemption from payment of processing fees in certain juvenile cases; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

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Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 282 by Representative Geymann

AMENDMENT NO. 1

On page 1, line 2, after "enact" and before "R.S. 44:9(A)(3)(c)" delete "Children's Code Article 918(D) and"

AMENDMENT NO. 2

On page 1, line 3, after "records;" delete the remainder of the line and at the beginning of line 4, delete "expungement of juvenile records;"

AMENDMENT NO. 3

On page 1, delete lines 7 through 16 in their entirety

AMENDMENT NO. 4

On page 1, at the beginning of line 17, change "Section 2." to "Section 1."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 302—

BY REPRESENTATIVE WOOTON
AN ACT

To authorize and provide for the transfer of certain state property in Plaquemines Parish to the Plaquemines Parish governing authority; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 369—

BY REPRESENTATIVES DURAND, SALTER, ALARIO, DORSEY, AND HAMMETT AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT
AN ACT

To amend and reenact R.S. 46:153.3(C), relative to the medical assistance program; to remove certain drugs from the exemptions to the preferred drug list with prior approval; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 369 by Representative Durand

AMENDMENT NO. 1

On page 1, line 11, after "C." insert "(1)"

AMENDMENT NO. 2

On page 1, line 14, after "HIV/AIDS" insert "and hepatitis C in patients coinfecting with HIV/AIDS"

AMENDMENT NO. 3

On page 2, between lines 2 and 3, insert the following:

"(2) The department shall not restrict by prior authorization a drug specifically approved by the FDA for the treatment of hepatitis C patients coinfecting with HIV/AIDS."

AMENDMENT NO. 4

On page 2, after line 7 insert the following:

"Section 2. The provisions of Acts 2005, No. ___, which originated as House Bill No. 369 of the 2005 Regular Session, shall be effective until January 1, 2008, at which time it shall cease to exist and the Louisiana State Law Institute shall cause it to be removed from the statutes."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 371—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 27:302(A)(5)(o), 306(A)(4)(c)(iv), and 311.1(B)(3) and to repeal R.S. 27:306(A)(4)(c)(ii)(dd), relative to the Video Draw Poker Devices Control Law; to remove requirements that qualified truck stop facility fuels sales comply with provisions providing for unfair sales and practices and the consumer protection law; to repeal the requirement that a restaurant at a qualified truck stop offer a varied menu; to provide for an exception to the requirement that video draw poker devices be connected to a central computer system if that system is not operational; to provide that designated representatives are only required for certain licensed establishments; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 371 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete lines 3 through 11 in their entirety and at the beginning of line 12, delete "representatives;" and insert in lieu thereof the following:

"R.S. 27:302(A)(5)(o), 306(A)(4)(c)(iv), and 311.1(B)(3) and to repeal R.S. 27:306(A)(4)(c)(ii)(dd), relative to the Video Draw Poker Devices Control Law; to remove requirements that qualified truck stop facility fuels sales comply with provisions providing for unfair sales and practices and the consumer protection law; to repeal the requirement that a restaurant at a qualified truck stop offer a varied menu; to provide for an exception to the requirement that video draw poker devices be connected to a central computer system if that

system is not operational; to provide that designated representatives are only required for certain licensed establishments;"

AMENDMENT NO. 2

On page 1, line 14, after "Section 1." delete the remainder of the line and insert "R.S. 27:302(A)(5)(o), 306(A)(4)(c)(iv), and 311.1(B)(3) are hereby"

AMENDMENT NO. 3

On page 1, between lines 15 and 16 insert the following:

"§302. Description and specifications of devices

A. Each video draw poker device shall:

* * *

(5) Offer the game of draw poker or such other card games as are approved by the division and have the following method of operation:

* * *

(o) The device must be linked by telecommunication to a central computer for purposes of polling or reading device activities and for central computer remote shutdown of device operations. However, if the central computer system is not operational for any reason, then the device shall not be required to be linked while the central computer system is not operational.

* * *

AMENDMENT NO. 4

On page 1, delete lines 19 and 20 in their entirety

AMENDMENT NO. 5

On page 2, delete lines 1 through 5 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 23 through 29 in their entirety

AMENDMENT NO. 7

Delete page 3 in its entirety and on page 4, delete lines 1 through 8 in their entirety and insert in lieu thereof the following:

"§311.1. Video draw poker employee permits; categories; permit term

* * *

B. There shall be the following categories of video draw poker employee permits:

* * *

(3) Designated representative. A person issued this permit shall be authorized to hold or exercise management or operating authority over gaming activities at a licensed establishment qualified truck stop facility, Louisiana State Racing Commission licensed pari-mutuel wagering facility, or an offtrack wagering facility. Designated representatives shall not be required for restaurants, bars, taverns, cocktail lounges, clubs, or such establishments located in motels or hotels licensed for the placement of not more than three video draw poker devices.

* * *

AMENDMENT NO. 8

On page 4, delete lines 9 and 10 in their entirety and insert "Section 2. R.S. 27:306(A)(4)(c)(ii)(dd) is hereby repealed in its entirety."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 405—
BY REPRESENTATIVE ALEXANDER
AN ACT

To enact R.S. 17:62, to provide relative to term limits for the Lafayette Parish School Board; to authorize the school board to adopt such limits subject to voter approval; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 405 by Representative Alexander

AMENDMENT NO. 1

On page 1, line 16, delete "primary or general"

On motion of Rep. Lancaster, the amendments were adopted.

On motion of Rep. Lancaster, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 440—
BY REPRESENTATIVE FAUCHEUX AND SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 37:3390.3(A)(introductory paragraph) and to enact R.S. 37:3390.6(F), relative to the Addictive Disorders Practice Act; to provide for the imposition and collection of fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 440 by Representative Fauchaux

AMENDMENT NO. 1

On page 3, after line 22, insert the following:

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"(7) Each training or educational institute, provider, or institution shall pay a fee of not less than two hundred nor more than two hundred fifty dollars to the department in order to be authorized to provide approved education, training, and courses. Such authorization shall be valid for a period of one year. For those education providers who elect not to seek annual approval, the department is authorized to impose and collect a fee of not less than one hundred nor more than one hundred fifty dollars for each course approved. In addition, all providers submitting course reports shall pay a fee of not less than one nor more than five dollars per participant.

(8) Any person seeking approval of continuing education credit when those credits were not approved pursuant to Paragraph (7) of this Section, shall pay a fee of not less than twenty-five dollars nor more than fifty dollars for each fifteen hours of continuing education credit."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Durand, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 445—

BY REPRESENTATIVE WINSTON
AN ACT

To amend and reenact R.S. 46:52.1(C)(1)(introductory paragraph) and (2), relative to "No Wrong Door"; to provide for the implementation of an integrated case management model; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Durand, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 448—

BY REPRESENTATIVES HOPKINS AND SALTER
AN ACT

To amend and reenact R.S. 40:1149, relative to certified operators of water systems; to exempt certain systems from operation and on-site premises requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 448 by Representative Hopkins

AMENDMENT NO. 1

On page 1, delete lines 15, 16, and 17 in their entirety and insert in lieu thereof :

"B. Surface water systems and groundwater systems using complex treatment shall have a certified operator present at all times while the treatment facility is in operation.

C. The requirements of Subsection B of this Section shall not apply to systems which serve less than ten thousand persons and which utilize automated operation systems which monitor system operation, record all required readings, notify the operator in the event of a system upset or failure, and allow the operator to remotely control or shut down the system."

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 497—

BY REPRESENTATIVE JACK SMITH
AN ACT

To provide for the calling of a constitutional convention for the purpose of framing a new constitution; to fix the time and place for the convention; to provide for the delegates thereto; to provide for the organization and staff of the convention; to require that the constitution as adopted by such convention, including any alternative provisions, be submitted to the qualified electors for adoption; to provide the manner of such submission and to provide with respect thereto; to provide with respect to the disbursement of funds appropriated for the convention; to fix the effective date of the new constitution if approved by the electorate; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

On motion of Rep. Lancaster, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 511—

BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 15:574.15(A)(1) and (2)(introductory paragraph), relative to violations of municipal ordinances in a municipality having a population of more than four hundred fifty thousand inhabitants; to provide that judges exercising criminal jurisdiction in district, municipal, or traffic court have the authority to fix bail for persons arrested for certain municipal violations; to prohibit elected officials from granting parole for certain violations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

On motion of Rep. Martiny, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 526—

BY REPRESENTATIVE WINSTON
AN ACT

To enact Part V-A of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2164.1 through 2165.2, relative to brain injury facilities; to provide for licensing requirements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Durand, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 535—

BY REPRESENTATIVE TRICHE

AN ACT

To amend and reenact R.S. 56:305.6, relative to the moratorium on the issuance of commercial crab trap gear licenses; to authorize issuance of such licenses to certain persons; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 538—

BY REPRESENTATIVES MCVEA AND BOWLER

AN ACT

To enact R.S. 28:382.2 and to repeal R.S. 28:382.1, relative to the local governance of human services delivery; to provide a statewide human services and accountability framework for the system delivery of mental health, developmental disabilities, and addictive disorders services; to establish the Human Services Interagency Council; to provide for the planning, monitoring, and coordination of the statewide framework; to ensure accountability, policy setting, coordination, and monitoring of human services delivery at the state and local level; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

Motion

On motion of Rep. Bruneau, the bill was returned to the calendar.

HOUSE BILL NO. 561—

BY REPRESENTATIVE LANCASTER

AN ACT

To amend and reenact R.S. 22:1193(E), relative to title insurance agents; to require continuing education for renewal of licensure; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

Motion

On motion of Rep. Bruneau, the bill was returned to the calendar.

HOUSE BILL NO. 617—

BY REPRESENTATIVES KENNARD AND THOMPSON

AN ACT

To enact R.S. 56:410.10, relative to fishing; to prohibit the use of certain fishing gear on Poverty Point Reservoir; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources to Original House Bill No. 617 by Representative Kennard

AMENDMENT NO. 1

On page 1, line 7, after "shall" insert "possess," and after "set" insert a comma ",".

On motion of Rep. Pierre, the amendments were adopted.

On motion of Rep. Pierre, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 644—

BY REPRESENTATIVE BARROW

AN ACT

To repeal Children's Code Article 616(E), relative to child abuse; to repeal certain provisions relative to the disposition of reports and investigations of child abuse.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Durand, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 653—

BY REPRESENTATIVE ERDEY

AN ACT

To enact R.S. 22:1193(L), relative to continuing education for licensed insurance producers; to provide for title insurance agents; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

Motion

On motion of Rep. Bruneau, the bill was returned to the calendar.

HOUSE BILL NO. 663—

BY REPRESENTATIVES GLOVER, BAYLOR, BOWLER, BRUCE, BURRELL, AND JACK SMITH

AN ACT

To enact R.S. 15:572.8, relative to the wrongful conviction and imprisonment; to create an application process for compensation for wrongful conviction and imprisonment; to provide for compensation; to create the Innocence Compensation Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for the funding of annuity contracts in certain circumstances; to provide procedures for filing an application; to provide for the period of time in which the application shall be filed; and to provide for related matters.

Read by title.

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Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by Administration of Criminal Justice to Original House Bill No. 663 by Representative Glover

AMENDMENT NO. 1

On page 1, line 2, after "relative to" and before the semicolon, change "Board of Pardons" to "wrongful conviction and imprisonment"

AMENDMENT NO. 2

On page 1, between lines 5 and 6, insert the following:

"to provide for the funding of annuity contracts in certain circumstances;"

AMENDMENT NO. 3

On page 1, line 14, after "received a" delete the remainder of the line and insert in lieu thereof the following:

"recommendation for a pardon by the Board of Pardons on the basis of factual"

AMENDMENT NO. 4

On page 1, line 15, after the semicolon change "or" to "and"

AMENDMENT NO. 5

On page 2, line 1, after "commit" delete the remainder of the line and insert in lieu thereof "any crime" and at the beginning of line 2, delete "for which he was convicted"

AMENDMENT NO. 6

On page 2, delete line 5 in its entirety and insert in lieu thereof "shall be referred to the Nineteenth Judicial District Court - Civil Division. The" and at the beginning of line 6, change "board" to "Nineteenth Judicial District Court - Civil Division"

AMENDMENT NO. 7

On page 2, at the end of line 8, add the following:

"The Nineteenth Judicial District Court-Civil Division shall submit a copy of any application filed pursuant to this Section to the sentencing court and the district attorney within fifteen days of receiving such application."

AMENDMENT NO. 8

On page 2, line 9, change "the board" to "the Nineteenth Judicial District Court - Civil Division"

AMENDMENT NO. 9

On page 2, at the end of line 13, change "The board" to "The court"

AMENDMENT NO. 10

On page 2, line 20, after "dollars." delete the remainder of the line and delete lines 21 through 23 in their entirety and at the beginning of line 24, delete "exceed five hundred thousand dollars."

AMENDMENT NO. 11

On page 2, line 25, after the comma, change "the board" to "the court"

AMENDMENT NO. 12

On page 3, line 16, after the comma, change "the board" to "the court"

AMENDMENT NO. 13

On page 3, between lines 20 and 21, insert the following:

"(5) An applicant shall not be entitled to compensation for any portion of a sentence in prison during which he was also serving a concurrent sentence for the conviction of another crime."

AMENDMENT NO. 14

On page 4, between lines 10 and 11, insert the following:

"H. Any finding by the Nineteenth Judicial District Court-Civil Division shall be inadmissible in any judicial proceeding and shall not form the basis for any cause of action by the applicant or any other person."

AMENDMENT NO. 15

On page 4, line 11, change "H" to "I"

AMENDMENT NO. 16

On page 4, at the beginning of line 26, change "Board of Pardons" to "Nineteenth Judicial District Court - Civil Division"

AMENDMENT NO. 17

On page 4, between lines 27 and 28, insert the following:

"J. In the event that compensation is awarded to a claimant pursuant to this Section in the amount in excess of one hundred fifty thousand dollars, the court may fund on behalf of such claimant an annuity contract to be secured by the claimant, provided that:

(1) Such contract shall only be secured from an insurance company licensed in accordance with the laws of the state of Louisiana whose claims-paying ability is rated as superior or excellent by at least two nationally recognized rating services; and

(2) The contract, by its terms, cannot be sold, transferred, assigned, discounted, or used as security for a loan; and

(3) The contract provides for survivors benefits; and

(4) The remainder of the compensation awarded shall be distributed evenly over a period of five years."

On motion of Rep. Martiny, the amendments were adopted.

On motion of Rep. Martiny, the above bill as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 700—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 22:1800(5), relative to vehicle mechanical breakdown insurance; to provide for coverage; to provide for customer assistance and services; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 700 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 14, after "services" and before "and shall" insert the following:

a comma ", " and "such as vehicle rental assistance, towing assistance, trip interruption, and roadside assistance."

On motion of Rep. Karen Carter, the amendments were adopted.

On motion of Rep. Karen Carter, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 752—

BY REPRESENTATIVES DARTEZ AND ST. GERMAIN AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:34(A) and 495.1(E) and to enact R.S. 56:495.1(G) and 497.1, relative to shrimping; to provide for criminal penalties for class four violations; to provide for managing the shrimp fishery; to provide for issuance and restriction of certain gear licenses; to provide for operating vessel monitoring systems; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

On motion of Rep. Pierre, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 776—

BY REPRESENTATIVE RICHMOND

AN ACT

To amend and reenact R.S. 39:1351(A) and (B), 1352, 1353, and 1354 and to enact R.S. 17:10.1(C), relative to fiscal administrators for political subdivisions; to provide relative to the authority to seek the judicial appointment of a fiscal administrator for political subdivisions; to provide for the authority of the State Board of Elementary and Secondary Education to define certain circumstances applicable to city, parish, and other local public school systems; to provide relative to the appointment of a fiscal administrator; to provide relative to the duties, authority, and termination of the authority of such fiscal administrator; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 776 by Representative Richmond

AMENDMENT NO. 1

On page 2, line 14, after "expenditures" and before "or" insert a comma ", " and insert "excluding civil judgments."

AMENDMENT NO. 2

On page 3, line 10, after "expenditures" and before "or" insert a comma ", " and insert "excluding civil judgments."

AMENDMENT NO. 3

On page 4, line 8, after "to" and before "or" change "R.S. 39:1308," to "R.S. 39:1309."

AMENDMENT NO. 4

On page 4, line 13, after "expenditures" and before "or" insert a comma ", " and insert "excluding civil judgments."

AMENDMENT NO. 5

On page 4, line 22, after "expenditures" and before "or" insert a comma ", " and insert "excluding civil judgments."

AMENDMENT NO. 6

On page 5, line 8, after "expenditures" and before "or" insert a comma ", " and insert "excluding civil judgments."

AMENDMENT NO. 7

On page 5, line 25, after "current" and before "in" change "expenditures or" to "expenditures, excluding civil judgments, or."

AMENDMENT NO. 8

On page 5, at the end of line 25, after "board" insert a comma ", "

AMENDMENT NO. 9

On page 6, line 4, after "expenditures" and before "or" insert a comma ", " and insert "excluding civil judgments."

AMENDMENT NO. 10

On page 6, line 14, after "expenditures" and before "or" insert a comma ", " and insert "excluding civil judgments."

On motion of Rep. Crane, the amendments were adopted.

On motion of Rep. Crane, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 777—

BY REPRESENTATIVE CAZAYOUX

AN ACT

To enact R.S. 17:7(13), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to provide relative to the development of certain curricular elements; to provide relative to inclusion of certain topics; to require the inclusion of the topic of adoption awareness in certain course material; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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On motion of Rep. Crane, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 779—

BY REPRESENTATIVES MCVEA AND MCDONALD
AN ACT

To enact R.S. 32:867, relative to compulsory motor vehicle liability insurance; to provide for applicability; to provide for privately owned parking lots; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

On motion of Rep. Karen Carter, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 784—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact Children's Code Article 811.1(G)(1) and R.S. 46:1844(W)(1)(a), relative to juvenile crime victims; to provide for an exception to the provisions requiring confidentiality of the identity of juvenile crimes victims; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

On motion of Rep. Durand, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 362—

BY REPRESENTATIVES QUEZAIRE AND ST. GERMAIN AND SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 38:326.1(C) and to enact R.S. 38:326.1(E), relative to the Lafourche Basin Levee District; to provide with respect to training requirements of police officers; to authorize the district to contract for certain law enforcement services with sheriffs' offices within the boundaries of the levee district; and to provide for related matters.

Called from the calendar.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 362 by Representative Quezaire

AMENDMENT NO. 1

On page 1, delete line 2, in its entirety and insert the following:

"To amend and reenact R.S. 38:326.1(C) and to enact R.S. 38:326.1(E), relative to the Lafourche Basin Levee District; to

provide with respect to training requirements of police officers; to authorize the"

AMENDMENT NO. 2

On page 1, delete line 9 in its entirety and insert the following:

"Section 1. R.S. 38:326.1(C) is hereby amended and reenacted and R.S. 38:326.1(E) is hereby enacted to read as follows:"

AMENDMENT NO. 3

On page 1, between lines 11 and 12, insert:

"* * *

C. No person shall be commissioned as a Lafourche Basin Levee District police officer, unless prior to such commissioning the person has, as a minimum requirement, ~~completed and graduated from the six-week program of basic law enforcement training at Louisiana State University and Agricultural and Mechanical College or possesses equivalent training and experience, successfully completed a certified law enforcement training course and basic firearms training program, including any annual recertification, and~~ meets the other requirements set by the secretary of the Department of Public Safety and Corrections or his designee."

On motion of Rep. Quezaire, the amendments were adopted.

On motion of Rep. Quezaire, the bill, as amended, was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 738—

BY REPRESENTATIVES M. GUILLORY AND PINAC
AN ACT

To amend and reenact R.S. 9:3515(A)(1)(a), relative to the Louisiana Consumer Credit Law; to provide for home protection plans; and to provide for related matters.

Called from the calendar.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 738 by Representative M. Guillory

AMENDMENT NO. 1

On page 1, line 2, after "(a)," insert "and to enact Part XVIII of Chapter 2 of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:3576"

AMENDMENT NO. 2

On page 1, line 3, after "plans;" insert "to provide for collection agency assignments;"

AMENDMENT NO. 3

On page 1, line 5, after "reenacted" insert "and Part XVIII of Chapter 2 of Title 9 of the Louisiana Revised Statutes of 1950, comprised of R.S. 9:3576, is hereby enacted"

AMENDMENT NO. 4

On page 1, after line 17, insert the following:

"PART XVIII. COLLECTION AGENCY ASSIGNMENTS**§3576. Presumption of validity of assignment**

A. In any suit brought by a collection agency or debt collector to collect a claim acquired from a client or customer via assignment, an agreement in writing by the collection agency or debt collector to expend time, effort, money, or other resources in pursuit of such claim, and to pay the credit grantor a net percentage of the amount collected on the claim shall be deemed a valid and enforceable assignment pursuant to this Section, Book III, Title VII, Chapter 15, of the Louisiana Civil Code, and all other applicable laws of Louisiana.

B. When a collection agency or debt collector attempts the collection of a debt owed a credit grantor, the representation of the credit grantor by the collection agency or debt collector shall in all instances be deemed as an assignment and authorization for the particular purpose of allowing the collection agency or debt collector to bring legal action through an attorney licensed to practice law by the Supreme Court of Louisiana and shall not be a violation of any state law, rule, or regulation including but not limited to R.S. 37:211.

C. In any suit brought by a collection agency or debt collector to collect the claim of a client or customer, the formal assignment of the claim to the collection agency or debt collector shall be presumed valid if a copy of the assignment is filed in court with the petition. If the defendant fails to object to the validity of the assignment prior to the filing of an answer, then the assignment shall be conclusively presumed valid.

D. Subsections A and B shall apply in all instances whether or not the claim is assigned for valuable consideration; whether or not the services performed by the attorney were for the collection agency or debt collector alone; whether or not the collection agency or debt collector exercised control of the account or exercised control over the attorney; whether or not the collection agency or debt collector hired the attorney; and whether or not the collection agency or debt collector's fees are contingent upon the amount collected by the attorney.

E. "Collection agency" and "debt collector" are synonymous and interchangeable terms and mean any person who uses any instrumentality of intrastate or interstate commerce or the mails in any business the principal purpose of which is the collection of any debts, or who regularly collects or attempts to collect, directly or indirectly, debts owed or due or asserted to be owed or due another, and relative to Louisiana clients, notwithstanding the fact that such person has no employees, offices, equipment, or other physical facilities in this state. The terms include each of the following:

(i) A person directly or indirectly engaged in soliciting claims for collection, or collecting or attempting to collect claims owed or due or asserted to be owed or due another non-affiliated person.

(ii) Any person or creditor who, in the process of collecting his own debts, uses any name other than his own which would indicate that a third person is collecting or attempting to collect such debts.

Section 2. The provisions of R.S. 9:3576 are intended to clarify existing law and therefore are corrective, curative, interpretative and remedial in nature and shall apply to all existing transactions. Specifically, and without limitation, those provisions shall apply to all assignment agreements entered into on or after August 15, 2003 and to all transactions and lawsuits arising from such assignment agreements."

On motion of Rep. Pinac, the amendments were withdrawn.

On motion of Rep. Pinac, the bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 13—

BY REPRESENTATIVE PITRE

A RESOLUTION

To urge and request the Department of Transportation and Development to grant permission to the Lafourche Parish governing authority to install and maintain, at the parish's expense, flashing red lights above stop signs at certain intersections along Louisiana Highway 3235 in Ward 10 of Lafourche Parish.

Read by title.

On motion of Rep. Pitre, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 31—

BY REPRESENTATIVES JANE SMITH AND MONTGOMERY

A CONCURRENT RESOLUTION

To authorize and direct the Department of Public Safety and Corrections, office of motor vehicles, to inform applicants for issuance and renewal of Louisiana drivers' licenses of the anatomical gift donor and living will designations on the reverse side of the license.

Read by title.

Rep. Jane Smith moved the adoption of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Bowler	Heaton	Romero
Bruce	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.H.—8th
Cazayoux	Jackson	Smith, J.R.—30th
Crane	Jefferson	St. Germain
Cravins	Johns	Strain
Crowe	Katz	Thompson
Curtis	Kennard	Toomy
Damico	Kennedy	Townsend
Daniel	Kleckley	Trahan

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Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wright
Fannin	Montgomery	
Farrar	Morrish	
Total - 100		

NAYS

Total - 0

ABSENT

Beard	Morrell	Wooton
LaBruzzo	Scalise	
Total - 5		

The resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 56—

BY REPRESENTATIVE HILL AND SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate a portion of Louisiana Highway 10 in Oakdale, Louisiana, as the "Dr. George B. Mowad Memorial Highway" and to erect proper signage along this route reflecting this designation.

Read by title.

On motion of Rep. Hill, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVE BADON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Environmental Quality to strictly enforce laws and rules and regulations concerning the storage and proper disposal of construction, demolition, and debris waste.

Read by title.

Rep. Badon sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Badon to Engrossed House Concurrent Resolution No. 64 by Representative Badon

AMENDMENT NO. 1

On page 1, line 2, delete "strictly" and insert "cooperate with other state and local governmental agencies in a coordinated effort to aggressively"

AMENDMENT NO. 2

On page 1, at the end of line 18, change the period "." into a semi-colon ";," and insert "and"

AMENDMENT NO. 3

On page 1, between lines 18 and 19, insert the following:

"WHEREAS, partnering with other state and local governmental entities will enhance the department's enforcement capability."

AMENDMENT NO. 4

On page 1, line 20, delete "strictly" and insert "cooperate with other state and local governmental agencies in a coordinated effort to aggressively"

On motion of Rep. Badon, the amendments were adopted.

On motion of Rep. Badon, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 65—

BY REPRESENTATIVE JACK SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to install a traffic signal at the intersection of Railroad Avenue and US Highway 90 in Patterson, Louisiana.

Read by title.

On motion of Rep. Jack Smith, the resolution was adopted.

Ordered to the Senate.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 52—

BY REPRESENTATIVES ODINET, ALARIO, AND CROWE

A JOINT RESOLUTION

Proposing to amend Article VII, Section 18(G)(1)(a) of the Constitution of Louisiana, to remove the prohibition that persons aged sixty-five and older whose adjusted gross income exceeds fifty thousand dollars, as adjusted annually by the Consumer Price Index, cannot receive a special assessment of residential property; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Odinet, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 71—

BY REPRESENTATIVES BRUCE AND PINAC

AN ACT

To enact R.S. 37:3393(H)(7), relative to real estate appraisers; to provide for an exemption from license requirements; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Pinac, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Pinac gave notice of his intention to call House Bill No. 71 from the calendar for future action.

HOUSE BILL NO. 90—

BY REPRESENTATIVES BRUNEAU, ARNOLD, AND RICHMOND
AN ACT

To amend and reenact R.S. 47:305.40(A) and to enact R.S. 47:301(8)(f), relative to state and local sales and use taxes; to provide that certain carnival and nonprofit organizations participating in certain parades and purchases or sales of certain specialty items by such organizations are not subject to such taxes; and to provide for related matters.

Read by title.

Rep. Bruneau moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Ansardi	Glover	Powell, T.
Arnold	Greene	Quezaire
Badon	Guillory, E.	Richmond
Baldone	Guillory, M.	Ritchie
Barrow	Hammett	Robideaux
Baudoin	Heaton	Romero
Baylor	Hebert	Scalise
Beard	Hill	Schneider
Bowler	Honey	Shepherd
Bruce	Hopkins	Smiley
Bruneau	Hunter	Smith, G.
Burns	Hutter	Smith, J.D.—50th
Burrell	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFonta	Trahan
Darte	Lambert	Triche
Dewitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Montgomery	Winston
Erdey	Morrell	Wooton
Fannin	Morrish	Wright
Farrar	Odinet	
Faucheux	Pierre	
Total - 100		

NAYS

Total - 0

ABSENT

Carter, K.	Gray	LaFleur
Cazayoux	LaBruzzo	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bruneau moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 157—

BY REPRESENTATIVE PITRE

A JOINT RESOLUTION

Proposing to amend Article XIII, Section 2 of the Constitution of Louisiana, relative to constitutional conventions; to provide that the law calling for a constitutional convention may limit the matters to be considered by the constitutional convention; to provide relative to the effectiveness of certain proposals by a constitutional convention; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Pitre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Crane	Jefferson	Smith, J.R.—30th
Cravins	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kennard	Thompson
Damico	Kenney	Toomy
Daniel	Kleckley	Townsend
Darte	LaFonta	Trahan
Dewitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morrish	Wright
Total - 102		

NAYS

Total - 0

ABSENT

Cazayoux	LaBruzzo	LaFleur
Total - 3		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

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The title of the above bill was read and adopted.

Rep. Pitre moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 187—

BY REPRESENTATIVE ARNOLD

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(E) of the Constitution of Louisiana, to remove prohibition against extending ad valorem tax exemption for motor vehicles to taxes levied by a municipal governing authority or a district created by such authority; to provide for the submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Arnold sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 187 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 4, after the semicolon ";," and before "to" insert "to exempt motor vehicles from municipal ad valorem taxes;"

AMENDMENT NO. 2

On page 1, line 17, after "parish," and before "and" insert "municipal,"

AMENDMENT NO. 3

On page 2, delete lines 8 through 10 in their entirety and on line 11, delete "for the exemption by resolution or ordinance" and insert the following:

"Exempts motor vehicles from municipal ad valorem taxes and removes language that authorizes a municipal governing authority or a district thereof to impose ad valorem taxes on motor vehicles."

On motion of Rep. Arnold, the amendments were adopted.

Rep. Arnold moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley

Burrell
Carter, K.
Carter, R.
Cazayoux
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
Dewitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar

Total - 103

Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kennard
Kenney
Kleckley
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish

Smith, G.
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walsworth
White
Winston
Wooton
Wright

NAYS

Total - 0

ABSENT

LaBruzzo
Total - 2

Smith, J.D.—50th

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Arnold moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 214—

BY REPRESENTATIVE GALLOT

AN ACT

To enact Title XXII-A of Book III of the Civil Code, consisting of Civil Code Articles 3338 through 3368; and R.S. 44:77 through 80, 111 through 119, 171, and 172; to amend and reenact Civil Code Articles 517, 1554, 2021, 2035, 2442, and 3337; Code of Civil Procedure Articles 3752 and 4362; R.S. 9:4833 and 4834; R.S. 13:901; and R.S. 44:71, 72, 73, and 75 and 131; to repeal Civil Code Articles 3308, 3309, 3310, 3314, 3320(A) and (B), 3321 through 3324, and 3327 through 3336; R.S. 9:2371(A) and (B), 2721(A), 2721.1, 2722, 2728, 2733, 2741 through 2757, 5141, 5161, 5162, 5165, 5166, 5167(A) through (D), 5168 through 5207, 5214 through 5216, 5502, and 5556; R.S. 13:752 through 755, 913, and 3727; R.S. 35:17; and R.S. 44:76, 102 and 103, 132 through 136, 138, 162, 163, 202, 203, 232, 232.1, 233, and 268; and to redesignate R.S. 9:2731 as R.S. 31:216 and R.S. 9:2732 as R.S. 31:217, all relative to the recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide for the rules relative to the recordation of documents affecting immovable property; to provide for the duties and liability of the recorders; to provide for the effect of recordation as to third persons; to provide the limits to the effect of recordation and for matters not of record; to provide for the recordation of duplicate documents; to provide for the place of recordation; to provide for the stamping of documents by the recorder, the failure to endorse, and the presumption as to time of filing; to provide for the effect of ancient documents; to provide for information required to be in recorded acts and the effect of omissions; to provide for the cancellation of mortgages and liability for incorrect or false requests for cancellation; to provide for the recordation of transfers, amendments, and

releases; to provide for the method and duration of the recordation of mortgages and the method of reinscription; to provide for the vendor's privilege and mortgage protecting the interest of a minor; to provide for the reinscription of notices of contract; to provide for the requirements for indexing names by the recorders; to provide for the office of mortgages and conveyances and for the establishment of branch offices; to provide for limitations of liability of the clerk and for insurance against liability; to provide for certified copies of records and their effect, recordation of notice of lease, certificate of encumbrances, and recordation of military discharge papers; to provide for the effect of an order of discharge in bankruptcy on recorded acts; to provide for the method of establishing the authenticity of documents; to provide for actions against the recorder; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Gallot, the bill was returned to the calendar.

HOUSE BILL NO. 269—

BY REPRESENTATIVE BAYLOR

AN ACT

To amend and reenact R.S. 2:135.1(B)(2)(b), relative to certain airport leases; to increase the maximum extension of the primary term of certain airport leases; and to provide for related matters.

Read by title.

Rep. Baylor moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Hammett	Robideaux
Baylor	Heaton	Romero
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.H.—8th
Carter, K.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Curtis	Kennard	Toomy
Damico	Kenney	Townsend
Daniel	Kleckley	Trahan
Dartez	LaFleur	Triche
Dewitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton

Fannin
Farrar
Fauchaux
Total - 100

Montgomery
Morrell
Morrish

Wright

NAYS

Total - 0

ABSENT

Carter, R.
Crowe
Total - 5

LaBruzzo
Ritchie

Smith, J.D.—50th

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Baylor moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 270—

BY REPRESENTATIVES ANSARDI AND MARTINY

AN ACT

To amend and reenact R.S. 32:411.1(E)(2), relative to the surrender of drivers' licenses; to authorize the issuance of temporary permits electronically under certain circumstances; to provide relative to certain requirements; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pinac
Alario	Gallot	Pitre
Alexander	Geymann	Powell, M.
Ansardi	Glover	Powell, T.
Arnold	Gray	Quezaire
Badon	Greene	Richmond
Baldone	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Katz	St. Germain
Crane	Kennard	Strain
Cravins	Kenney	Thompson
Crowe	Kleckley	Toomy
Curtis	LaFleur	Townsend
Damico	LaFonta	Trahan
Daniel	Lambert	Triche
Dartez	Lancaster	Tucker
Dewitt	Marchand	Waddell
Doerge	Martiny	Walker
Dove	McVea	Walsworth
Downs	Montgomery	White
Durand	Morrell	Winston
Erdey	Morrish	Wooton

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Fannin	Odinot	Wright
Faucheux	Pierre	
Total - 98		
	NAYS	
Total - 0		
	ABSENT	
Barrow	Hill	McDonald
Dorsey	Johns	
Farrar	LaBruzzo	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Martiny moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 281—

BY REPRESENTATIVE ANSARDI

AN ACT

To amend and reenact R.S. 13:3714, relative to the admissibility of blood alcohol concentration (BAC) test reports; to provide for the admissibility of certified copies of BAC test reports of the state police crime laboratory in civil actions; to provide for cross-examination by the party against whom the report is sought to be used; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Martiny, the bill was returned to the calendar.

HOUSE BILL NO. 294—

BY REPRESENTATIVE TOWNSEND

AN ACT

To enact R.S. 2:135.1(A)(4), relative to the lease of certain airport facilities at the Natchitoches Regional Airport; to exempt leases from provisions on leases of public lands; to require the governing authority of certain airports to meet certain requirements; and to provide for related matters.

Read by title.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinot
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Ansardi	Glover	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Hammett	Ritchie
Baylor	Heaton	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley

Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jackson	Smith, J.H.—8th
Carter, R.	Jefferson	Smith, J.R.—30th
Cazayoux	Johns	St. Germain
Crane	Katz	Strain
Cravins	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
Dewitt	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	Wright
Faucheux	Morrish	
Total - 101		

NAYS

Crowe	Schneider
Total - 2	
	ABSENT
Doerge	LaBruzzo
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Townsend moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 304—

BY REPRESENTATIVE HAMMETT

AN ACT

To enact R.S. 47:301(10)(y), relative to state sales and use taxes; to exclude purchases of natural gas held, used, or consumed in providing natural gas storage services or operating natural gas storage facilities from the state sales and use tax; and to provide for related matters.

Read by title.

Rep. Hammett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Greene	Quezaire
Baldone	Guillory, E.	Richmond
Barrow	Guillory, M.	Ritchie
Baudoin	Hammett	Robideaux
Baylor	Heaton	Romero
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Honey	Shepherd
Bruneau	Hopkins	Smiley

Burns	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
Dewitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Odinet	
Total - 103		

NAYS

Total - 0

ABSENT

Burrell	LaBruzzo
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 307—
BY REPRESENTATIVE FAUCHEUX
AN ACT

To enact R.S. 38:339, relative to the Pontchartrain Levee District; to provide relative to the authority of the district to undertake drainage work; and to provide for related matters.

Read by title.

Motion

Rep. Faucheux moved the bill be withdrawn from the files of the House

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

HOUSE BILL NO. 308—
BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact Civil Code Article 3549, relative to conflict of laws; to provide for the applicability of law governing prescription and peremption; and to provide for related matters.

Read by title.

Rep. Bowler moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Downs	Pitre
Alexander	Erdey	Powell, T.
Ansardi	Fannin	Ritchie
Arnold	Frith	Scalise
Badon	Geymann	Schneider
Baylor	Guillory, E.	Smiley
Beard	Hammett	Smith, G.
Bowler	Hutter	Smith, J.R.—30th
Bruce	Jefferson	St. Germain
Bruneau	Katz	Strain
Burns	Kenney	Thompson
Burrell	Kleckley	Toomy
Crane	LaBruzzo	Townsend
Crowe	Lancaster	Trahan
Curtis	Martiny	Triche
Damico	McDonald	Tucker
Daniel	McVea	Walsworth
Dartez	Montgomery	White
Dewitt	Morrish	Winston
Doerge	Odinet	Wooton
Dorsey	Pierre	Wright
Dove	Pinac	
Total - 65		

NAYS

Baldone	Greene	Lambert
Barrow	Guillory, M.	Marchand
Carter, K.	Heaton	Morrell
Carter, R.	Hebert	Powell, M.
Cazayoux	Hill	Quezaire
Cravins	Honey	Richmond
Farrar	Hopkins	Robideaux
Faucheux	Hunter	Romero
Gallot	Jackson	Shepherd
Glover	LaFleur	Smith, J.H.—8th
Gray	LaFonta	Waddell
Total - 33		

ABSENT

Alario	Johns	Walker
Baudoin	Kennard	
Durand	Smith, J.D.—50th	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Bowler moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 281—
BY REPRESENTATIVE ANSARDI
AN ACT

To amend and reenact R.S. 13:3714, relative to the admissibility of blood alcohol concentration (BAC) test reports; to provide for the admissibility of certified copies of BAC test reports of the state police crime laboratory in civil actions; to provide for cross-examination by the party against whom the report is sought to be used; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Martiny moved the final passage of the bill.

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ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Odinot
Alario	Farrar	Pierre
Alexander	Faucheux	Pinac
Ansardi	Frith	Pitre
Arnold	Geymann	Powell, M.
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Barrow	Greene	Richmond
Baudoin	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Bruneau	Hopkins	Shepherd
Burns	Hunter	Smiley
Burrell	Hutter	Smith, G.
Carter, K.	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Cazayoux	Johns	Smith, J.R.—30th
Crane	Katz	St. Germain
Cravins	Kennard	Strain
Crowe	Kenney	Thompson
Curtis	Kleckley	Toomy
Damico	LaFleur	Townsend
Daniel	LaFonta	Trahan
Dartez	Lambert	Triche
Dewitt	Lancaster	Tucker
Doerge	Marchand	Waddell
Dorsey	Martiny	Walker
Dove	McDonald	Walsworth
Downs	McVea	White
Durand	Morrell	Wooton
Erdey	Morrish	Wright

Total - 99

NAYS

Total - 0

ABSENT

Gallot	Heaton	Montgomery
Hammett	LaBruzzo	Winston

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Martiny moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 214—

BY REPRESENTATIVE GALLOT

AN ACT

To enact Title XXII-A of Book III of the Civil Code, consisting of Civil Code Articles 3338 through 3368; and R.S. 44:77 through 80, 111 through 119, 171, and 172; to amend and reenact Civil Code Articles 517, 1554, 2021, 2035, 2442, and 3337; Code of Civil Procedure Articles 3752 and 4362; R.S. 9:4833 and 4834; R.S. 13:901; and R.S. 44:71, 72, 73, and 75 and 131; to repeal Civil Code Articles 3308, 3309, 3310, 3314, 3320(A) and (B), 3321 through 3324, and 3327 through 3336; R.S. 9:2371(A) and (B), 2721(A), 2721.1, 2722, 2728, 2733, 2741 through 2757, 5141, 5161, 5162, 5165, 5166, 5167(A) through (D), 5168 through 5207, 5214 through 5216, 5502, and 5556; R.S. 13:752

through 755, 913, and 3727; R.S. 35:17; and R.S. 44:76, 102 and 103, 132 through 136, 138, 162, 163, 202, 203, 232, 232.1, 233, and 268; and to redesignate R.S. 9:2731 as R.S. 31:216 and R.S. 9:2732 as R.S. 31:217, all relative to the recordation of documents in the mortgage and conveyance records and the consolidation of the laws affecting the recordation of documents; to provide for the rules relative to the recordation of documents affecting immovable property; to provide for the duties and liability of the recorders; to provide for the effect of recordation as to third persons; to provide the limits to the effect of recordation and for matters not of record; to provide for the recordation of duplicate documents; to provide for the place of recordation; to provide for the stamping of documents by the recorder, the failure to endorse, and the presumption as to time of filing; to provide for the effect of ancient documents; to provide for information required to be in recorded acts and the effect of omissions; to provide for the cancellation of mortgages and liability for incorrect or false requests for cancellation; to provide for the recordation of transfers, amendments, and releases; to provide for the method and duration of the recordation of mortgages and the method of reinscription; to provide for the vendor's privilege and mortgage protecting the interest of a minor; to provide for the reinscription of notices of contract; to provide for the requirements for indexing names by the recorders; to provide for the office of mortgages and conveyances and for the establishment of branch offices; to provide for limitations of liability of the clerk and for insurance against liability; to provide for certified copies of records and their effect, recordation of notice of lease, certificate of encumbrances, and recordation of military discharge papers; to provide for the effect of an order of discharge in bankruptcy on recorded acts; to provide for the method of establishing the authenticity of documents; to provide for actions against the recorder; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 214 by Representative Gallot

AMENDMENT NO.1

On page 1, line 3, following "191," and before ";" change "171, and 172" to "and 171"

AMENDMENT NO. 2

On page 15, line 7, following "119," and before "are" change "171, and 172" to "and 171"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Gallot sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed House Bill No. 214 by Representative Gallot

AMENDMENT NO. 1

On page 4, line 13, after "Art. 3344." delete the remainder of the line and insert "Refusal for failure of original signature or proper certification; effect of recordation; necessity of proof of signature"

AMENDMENT NO. 2

On page 5, at the beginning of line 28, insert "A."

AMENDMENT NO. 3

On page 6, at the beginning of line 13, insert "B."

AMENDMENT NO. 4

On page 17, between lines 11 and 12, insert the following:

"* * *

AMENDMENT NO. 5

On page 25, between lines 24 and 25, insert "~~PART III. RECORDATION~~"

AMENDMENT NO. 6

On page 26, delete line 21 in its entirety and insert "~~PART IV. III. INDEXES~~"

On motion of Rep. Gallot, the amendments were adopted.

Rep. Crowe sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crowe to Engrossed House Bill No. 214 by Representative Gallot

AMENDMENT NO. 1

On page 6, between lines 15 and 16, insert the following:

"The recorder shall only display the last four digits of the social security numbers listed on instruments that his office makes available for viewing on the internet."

AMENDMENT NO. 2

On page 27, at the end of line 14, insert the following:

"Any instrument made available for viewing on the internet by the recorder before the effective date of this Act shall not be subject to the restriction that allows the display of only the last four digits of social security numbers."

On motion of Rep. Crowe, the amendments were adopted.

Rep. Gallot moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.

Baldone
Barrow
Baudoin
Baylor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
Dewitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar

Total - 104

Greene
Guillory, E.
Guillory, M.
Hammett
Heaton
Hebert
Hill
Honey
Hopkins
Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kennard
Kenney
Kleckley
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish

Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
Shepherd
Smiley
Smith, G.
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walsworth
White
Winston
Wooton
Wright

NAYS

Total - 0

ABSENT

LaBruzzo
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 320—

BY REPRESENTATIVE MARCHAND
AN ACT

To amend and reenact R.S. 37:572(D), relative to the composition of the Louisiana Cosmetology Board; to provide for the number of members who may be connected with the ownership of a school; and to provide for related matters.

Read by title.

Rep. Marchand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Dewitt	Pinac
Alario	Dorsey	Powell, T.
Arnold	Frith	Quezaire
Badon	Glover	Ritchie
Barrow	Guillory, E.	Robideaux
Bruce	Hebert	Smith, G.
Burrell	Honey	Smith, J.R.—30th

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Carter, K.
Carter, R.
Cazayoux
Cravins
Crowe
Curtis
Daniel
Total - 41

Jackson
Jefferson
LaFleur
LaFonta
Marchand
Odinet
Pierre

St. Germain
Strain
Thompson
Townsend
Walker
White

NAYS

Alexander
Baldone
Baudoin
Baylor
Beard
Bowler
Bruneau
Burns
Crane
Dartez
Doerge
Downs
Erdey
Fannin
Faucheux
Total - 44

Gallot
Greene
Guillory, M.
Hammett
Hopkins
Hutter
Johns
Katz
Kleckley
Lambert
Lancaster
Martiny
McDonald
McVea
Montgomery

Morrish
Pitre
Powell, M.
Scalise
Schneider
Smith, J.D.—50th
Smith, J.H.—8th
Trahan
Triche
Tucker
Waddell
Walsworth
Wooton
Wright

ABSENT

Ansardi
Damico
Dove
Durand
Farrar
Geymann
Gray
Total - 20

Heaton
Hill
Hunter
Kennard
Kenney
LaBruzzo
Morrell

Richmond
Romero
Shepherd
Smiley
Toomy
Winston

The Chair declared the above bill failed to pass.

Rep. Baldone moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Gary Smith, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

HOUSE BILL NO. 381—

BY REPRESENTATIVES JOHNS, ANSARDI, DEWITT, PINAC, AND WALKER AND SENATORS KOSTELKA AND THEUNISSEN
AN ACT

To amend and reenact R.S. 51:142, relative to monopolies; to exempt electric or gas utility companies subject to the jurisdiction of certain regulatory commissions from provisions applicable to monopolies; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Johns, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Johns gave notice of his intention to call House Bill No. 381 from the calendar for future action.

HOUSE BILL NO. 388—

BY REPRESENTATIVE FANNIN AND SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 38:3097.2(1) through (4), 3097.3(C)(5), and 3097.6, relative to ground water management; to provide for definitions; to provide for powers and duties of the commissioner of conservation; to provide for determination of areas of ground water concern and critical areas of ground water concern; to provide for applications under current consideration and declared critical ground water areas; to provide for rules and regulations; and to provide for related matters.

Read by title.

Rep. Fannin sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Engrossed House Bill No. 388 by Representative Fannin

AMENDMENT NO. 1

On page 3, line 18, change "shall" to "may"

AMENDMENT NO. 2

On page 4, at the end of line 7, delete the period "." and insert a comma "," and "whichever occurs later."

On motion of Rep. Fannin, the amendments were adopted.

Rep. Fannin moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Arnold
Badon
Baldone
Barrow
Baudoin
Baylor
Bowler
Bruce
Bruneau
Burrell
Carter, R.
Cazayoux
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
Dewitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin

Frith
Gallot
Glover
Greene
Guillory, E.
Guillory, M.
Hammett
Heaton
Hebert
Hill
Honey
Hopkins
Hunter
Hutter
Jackson
Jefferson
Katz
Kennard
Kenney
LaFleur
LaFonta
Lambert
Lancaster
Marchand
McDonald
McVea
Montgomery
Morrell
Morrish
Odinet

Pitre
Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
Shepherd
Smiley
Smith, G.
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walsworth
White
Winston
Wooton

Farrar
Fauchaux
Total - 95

Pierre
Pinac

Wright

NAYS

Total - 0

ABSENT

Ansardi
Beard
Burns
Carter, K.
Total - 10

Geymann
Gray
Johns
Kleckley

LaBruzzo
Martiny

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fannin moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 419—

BY REPRESENTATIVE K. CARTER AND SENATOR HAINKEL
A JOINT RESOLUTION

Proposing to add Article VII, Section 21(C)(19) of the Constitution of Louisiana, relative to ad valorem tax exemptions; to exempt works of art on consignment; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Karen Carter sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative K. Carter to Engrossed House Bill No. 419 by Representative K. Carter

AMENDMENT NO. 1

On page 1, delete line 3 in its entirety and insert the following:

"to ad valorem property tax exemptions; to provide an exemption for certain artwork; to provide for"

AMENDMENT NO. 2

On page 1, delete line 17 and insert the following:

"(19) All artwork including sculptures, glass works, paintings, drawings, signed and numbered posters, photographs, mixed media, collages, or any other item which would be considered as the material result of a creative endeavor which is listed as a consignment article by an art dealer."

AMENDMENT NO. 3

On page 2, delete line 10 and insert the following:

"To exempt consigned art from ad valorem property tax; that is, all artworks such as sculptures, glass works, paintings, drawings, signed and numbered posters, photographs, mixed media, collages, or any other item which would be considered as the material result of a creative endeavor."

On motion of Rep. Karen Carter, the amendments were adopted.

Rep. Karen Carter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Arnold
Badon
Baldone
Barrow
Baudoin
Baylor
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
Dewitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar
Fauchaux
Total - 101

Frith
Gallot
Geymann
Glover
Gray
Greene
Guillory, E.
Guillory, M.
Hammett
Heaton
Hebert
Hill
Honey
Hopkins
Hunter
Hutter
Jackson
Jefferson
Johns
Katz
Kennard
Kenney
Kleckley
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery
Morrell
Morrish

Odinet
Pierre
Pinac
Pitre
Powell, M.
Powell, T.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
Shepherd
Smiley
Smith, G.
Smith, J.D.—50th
Smith, J.H.—8th
Smith, J.R.—30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walsworth
Winston
Wooton
Wright

NAYS

Total - 0

ABSENT

Ansardi
Beard
Total - 4

LaBruzzo
White

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Karen Carter moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 465—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact Code of Civil Procedure Article 4133, relative to the special mortgage furnished by a tutor; to provide for inclusion of the minor's date of birth; to provide for validity of mortgages filed without the minor's date of birth; and to provide for related matters.

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Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Pierre
Alario	Gallot	Pinac
Alexander	Geymann	Pitre
Ansardi	Glover	Powell, M.
Arnold	Gray	Powell, T.
Badon	Greene	Quezaire
Baldone	Guillory, E.	Richmond
Barrow	Guillory, M.	Ritchie
Baudoin	Hammett	Robideaux
Baylor	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
Dewitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morrell	Wright
Farrar	Morrish	
Faucheux	Odinet	
Total - 103		

NAYS

Total - 0

ABSENT

Beard LaBruzzo
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Baldone moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 485—

BY REPRESENTATIVES WALKER, DEWITT, DORSEY, JOHNS, AND LAFLEUR AND SENATORS HINES, CHEEK, AND KOSTEL KA
AN ACT

To amend and reenact R.S. 44:4.1(B)(5) and to enact R.S. 13:3715.4 and 3715.5, relative to medical malpractice; to provide for legislative findings; to provide for the confidentiality of certain information; to provide for the admissibility of certain

statements by health care providers; to provide for exceptions to the Public Records Act; and to provide for related matters.

Read by title.

Rep. Walker moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Shepherd
Burns	Hopkins	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.—50th
Carter, R.	Jackson	Smith, J.H.—8th
Cazayoux	Jefferson	Smith, J.R.—30th
Crane	Johns	St. Germain
Cravins	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
Dartez	LaFonta	Triche
Dewitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrell	
Farrar	Morrish	
Total - 103		

NAYS

Total - 0

ABSENT

LaBruzzo Walsworth
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Walker moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 509—

BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 32:853(A)(1)(e), relative to motor vehicle operating records; to provide relative to offenses included on an individual's operating record; to prohibit certain offenses from

appearing on an individual's operating record; and to provide for related matters.

Read by title.

Rep. Triche moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Pierre
Alario	Frith	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Greene	Richmond
Barrow	Guillory, E.	Ritchie
Baylor	Guillory, M.	Robideaux
Beard	Hammett	Romero
Bowler	Heaton	Scalise
Bruce	Hebert	Schneider
Bruneau	Hill	Shepherd
Burns	Honey	Smiley
Burrell	Hopkins	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Kennard	Thompson
Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
Dartez	Lambert	Tucker
Dewitt	Lancaster	Waddell
Doerge	Martiny	Walker
Dorsey	McDonald	Walsworth
Dove	McVea	White
Durand	Montgomery	Winston
Erdey	Morrish	Wooton
Fannin	Odinot	Wright
Total - 96		

NAYS

Downs	Katz
Total - 2	

ABSENT

Baudoin	LaBruzzo	Smith, G.
Faucheux	Marchand	
Hunter	Morrell	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Triche moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 552— BY REPRESENTATIVE ST. GERMAIN AN ACT

To enact Part IV-C of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.41 through 1730.48, and to repeal Part IV-B of Chapter 8 of Title 40 of the

Louisiana Revised Statutes of 1950, comprised of R.S. 40:1730.21 through 1730.32, relative to the state fire marshal; to provide for the Commercial Building Energy Conservation Code; to provide for definitions; to provide for adoption of code; to provide for enforcement and rules; to provide for amendments and revisions to the code; to provide for fees; to provide for training and technical assistance; to repeal existing provisions; and to provide for related matters.

Read by title.

Point of Order

Rep. Tucker asked for a ruling from the Chair as to whether House Bill No. 552 levies a new fee or increases an existing fee, and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

Ruling of the Chair

The Chair ruled the bill did not levy a new fee or increase an existing fee, and therefore would require the favorable vote of a majority of the elected members to finally pass the House.

Motion

On motion of Rep. St. Germain, the bill was returned to the calendar.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. St. Germain gave notice of her intention to call House Bill No. 552 from the calendar for future action.

HOUSE BILL NO. 599—

BY REPRESENTATIVES HAMMETT, SALTER, ALARIO, DORSEY, AND FAUCHEUX AND SENATORS HINES, BAJOE, HEITMEIER, AND MOUNT

AN ACT

To amend and reenact R.S. 3:4684 and R.S. 47:820.1 and 1508(B)(6) and to enact Part V-A of Chapter 7 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:818.1 through 818.104, relative to the taxes on gasoline, motor fuel, and special fuels; to provide for the disclosure of licensee information; to conform the terminology as it relates to the tax dedicated to the Transportation Infrastructure Model of Economic Development Account; to provide for the collection of the tax on gasoline, motor fuels, and special fuels at the point of leaving the terminal rack or upon importation into the state; to provide definitions; to provide for licensing and bond requirements and filing requirements; to provide for civil and criminal penalties; to define certain crimes; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 599 by Representative Hammett

AMENDMENT NO.1

On page 20, line 20, following "in" and before "on" change "Subsection A of this Section" to "Paragraph 1 of this Subsection"

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AMENDMENT NO. 2

On page 20, line 28, following "this" and before end of sentence change "Title" to "Subtitle"

AMENDMENT NO. 3

On page 23, line 28, at the beginning of the line change "47:818.14(B)" to "47:818.14(C)"

AMENDMENT NO. 4

On page 53, line 6, change "Subsection" to "Section"

AMENDMENT NO. 5

On page 56, line 27, change "Subsection" to "Section"

On motion of Rep. McDonald, the amendments were adopted.

Rep. Hammett sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hammett to Engrossed House Bill No. 599 by Representative Hammett

AMENDMENT NO. 1

On page 51, line 24, change "with" to "as a transporter of"

On motion of Rep. Hammett, the amendments were adopted.

Rep. Hammett moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinet
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Schneider
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Crowe	Kennard	Toomy
Curtis	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
Dewitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth

Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrell	
Farrar	Morrish	
Total - 103		

NAYS

Total - 0

ABSENT

LaBruzzo	Shepherd
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hammett moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 52—

BY REPRESENTATIVES ODINET, ALARIO, AND CROWE

A JOINT RESOLUTION

Proposing to amend Article VII, Section 18(G)(1)(a) of the Constitution of Louisiana, to remove the prohibition that persons aged sixty-five and older whose adjusted gross income exceeds fifty thousand dollars, as adjusted annually by the Consumer Price Index, cannot receive a special assessment of residential property; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Suspension of the Rules

On motion of Rep. Odinet, and under a suspension of the rules, the above bill was taken up out of its regular order at this time.

Read by title.

Rep. Odinet moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Alario	Dorsey	Morrell
Ansardi	Dove	Odinet
Arnold	Farrar	Pierre
Badon	Glover	Powell, T.
Baldone	Gray	Quezaire
Baylor	Guillory, E.	Richmond
Bowler	Hammett	Ritchie
Bruce	Hebert	Romero
Bruneau	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hopkins	Smith, G.
Carter, K.	Hunter	Smith, J.D.—50th
Carter, R.	Hutter	Smith, J.R.—30th
Cazayoux	Jackson	St. Germain
Crowe	Jefferson	Strain
Curtis	Kenney	Thompson
Damico	LaFleur	Toomy
Daniel	LaFonta	Townsend
Dartez	Marchand	Trahan
Dewitt	Martiny	Triche
Doerge	Montgomery	Wooton
Total - 63		

NAYS

Mr. Speaker	Gallot	Pinac
Alexander	Geymann	Pitre
Barrow	Greene	Powell, M.
Baudoin	Guillory, M.	Robideaux
Crane	Johns	Shepherd
Cravins	Katz	Smiley
Downs	Kleckley	Smith, J.H.—8th
Durand	Lambert	Waddell
Erdey	Lancaster	Walker
Fannin	McDonald	Walsworth
Faucheux	McVea	White
Frith	Morrish	
Total - 35		

ABSENT

Beard	LaBruzzo	Wright
Heaton	Tucker	
Kennard	Winston	
Total - 7		

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

Suspension of the Rules

On motion of Rep. Dove, and under a suspension of the rules, the above roll call was corrected to reflect him as voting yea.

HOUSE BILL NO. 650—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 6:969.35(A) and (D) and 969.37(D) and (G) and to enact R.S. 6:969.6(30) through (33), relative to the Motor Vehicle Sales Finance Act; to provide for definitions; to provide for authority to issue debt waiver or debt forgiveness agreements; to provide for licenses; to provide for violations; to provide for fees; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Ansardi	Gallot	Pierre
Arnold	Geymann	Pinac
Badon	Glover	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.	Quezaire
Baylor	Guillory, M.	Richmond
Beard	Hammett	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Bruneau	Honey	Scalise
Burns	Hopkins	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th

Crane	Johns	Smith, J.R.—30th
Cravins	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Dartez	LaFleur	Townsend
Dewitt	LaFonta	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Waddell
Dove	Marchand	Walker
Downs	Martiny	White
Durand	McDonald	Winston
Erdey	McVea	Wooton
Fannin	Montgomery	
Total - 98		

NAYS

Total - 0

ABSENT

Daniel	Shepherd	Wright
Heaton	Tucker	
LaBruzzo	Walsworth	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Arnold moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 696—

BY REPRESENTATIVE PINAC

AN ACT

To enact R.S. 9:3578.6(A)(8), relative to the Louisiana Deferred Presentment and Small Loan Act; to provide for prohibited acts; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Pierre
Alario	Frith	Pinac
Alexander	Gallot	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Glover	Powell, T.
Badon	Gray	Quezaire
Baldone	Greene	Richmond
Barrow	Guillory, E.	Ritchie
Baudoin	Guillory, M.	Robideaux
Baylor	Hammett	Romero
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson

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Crowe	Kenney	Toomy
Curtis	Kleckley	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
Dartez	Lambert	Tucker
Dewitt	Lancaster	Waddell
Doerge	Marchand	Walker
Dorsey	Martiny	Walsworth
Dove	McDonald	White
Downs	McVea	Winston
Durand	Montgomery	Wooton
Erdey	Morrell	Wright
Fannin	Morrish	
Farrar	Odinot	

Total - 103

NAYS

Total - 0

ABSENT

Kennard	LaBruzzo
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Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pinac moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 778—

BY REPRESENTATIVE HEATON

AN ACT

To enact R.S. 2:135.1(A)(4), relative to the lease of certain airport facilities; to exempt certain leases from the provisions on leases of public lands; to require the governing authority of certain airports to meet certain requirements; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Townsend, the bill was returned to the calendar.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 265—

BY REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 47:44.1 and to enact R.S. 47:297.5, relative to the individual income tax; to provide for an exemption of certain annual retirement income for individuals sixty-five and over; to provide for an exemption of certain disability income; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Durand sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed Senate Bill No. 265 by Senator Hines

AMENDMENT NO.1

On page 3, line 5, after "which" and before "vivo" insert "in"

On motion of Rep. Durand, the amendments were adopted.

Rep. Durand moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Glover	Powell, M.
Badon	Gray	Powell, T.
Baldone	Greene	Quezaire
Barrow	Guillory, E.	Richmond
Baudoin	Guillory, M.	Ritchie
Baylor	Hammett	Robideaux
Beard	Heaton	Romero
Bowler	Hebert	Scalise
Bruce	Hill	Shepherd
Bruneau	Honey	Smiley
Burns	Hopkins	Smith, G.
Burrell	Hunter	Smith, J.D.—50th
Carter, K.	Hutter	Smith, J.H.—8th
Carter, R.	Jackson	Smith, J.R.—30th
Cazayoux	Jefferson	St. Germain
Crane	Johns	Strain
Cravins	Katz	Thompson
Crowe	Kennard	Toomy
Curtis	Kenney	Townsend
Damico	Kleckley	Trahan
Daniel	LaFleur	Triche
Dartez	LaFonta	Tucker
Dewitt	Lambert	Waddell
Doerge	Lancaster	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	Wright
Fannin	Morrell	
Farrar	Morrish	

Total - 103

NAYS

Total - 0

ABSENT

LaBruzzo	Schneider
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Total - 2

The Chair declared the above bill was finally passed.

Rep. Durand moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Petitions, Memorials and

Communications

The following petitions, memorials, and communications were received and read:

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 12, 2005

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 16

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 27—

BY REPRESENTATIVE JACKSON
A RESOLUTION

To commend Ella Green Vernell upon the occasion of her one hundredth birthday.

Read by title.

On motion of Rep. Jackson, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 97—

BY REPRESENTATIVE THOMPSON AND SENATOR ELLINGTON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Broadband Advisory Council to conduct any necessary pilot project relative to determining the true functionality and affordability of current and future broadband delivery technologies relative to broadband deployment.

Read by title.

Lies over under the rules.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

Motion

On motion of Rep. Karen Carter, the Committee on Ways and Means was discharged from further consideration of Senate Bill No. 200.

SENATE BILL NO. 200—

BY SENATORS BAJOE, MURRAY, JACKSON, NEVERS AND SCHEDLER

AN ACT

Proposing to add Article VII, Section 21(C)(19) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Motion

On motion of Rep. Karen Carter, the bill was returned to the calendar.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

May 12, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Bill No. 51, by Dorsey
Reported with amendments. (9-0) (Regular)

House Bill No. 422, by Greene
Reported favorably. (9-0) (Regular)

House Bill No. 492, by Morrish
Reported favorably. (15-0) (Regular)

House Bill No. 525, by Heaton
Reported favorably. (9-0) (Regular)

House Bill No. 547, by Greene
Reported with amendments. (8-0) (Regular)

House Bill No. 581, by Trahan
Reported with amendments. (9-0) (Regular)(To be recommitted to the Committee on House and Governmental Affairs.)

House Bill No. 736, by LaFleur
Reported with amendments. (15-0) (Regular)

House Bill No. 769, by Cravins, Jr.
Reported with amendments. (8-0) (Regular)

DANIEL MARTINY
Chairman

Report of the Committee on Agriculture, Forestry, Aquaculture, and Rural Development

May 12, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

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House Bill No. 572, by Triche
Reported with amendments. (8-0) (Regular)

FRANCIS THOMPSON
Chairman

Report of the Committee on Judiciary

May 12, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Judiciary to submit the following report:

House Concurrent Resolution No. 7, by Bruce
Reported favorably. (11-0-1)

House Bill No. 8, by Ritchie
Reported favorably. (9-0-1) (Regular)

House Bill No. 32, by Ansardi
Reported favorably. (8-0-1) (Regular)

House Bill No. 44, by Morrell
Reported favorably. (9-0-1) (Regular)

House Bill No. 151, by Dove
Reported with amendments. (11-0-1) (Regular)

House Bill No. 161, by Bruce
Reported with amendments. (8-0-1) (Regular)

House Bill No. 172, by Romero
Reported favorably. (11-0-1) (Regular)

House Bill No. 194, by Faucheux
Reported with amendments. (8-0-1) (Regular)

House Bill No. 258, by Bruneau
Reported favorably. (9-0-1) (Regular)

House Bill No. 625, by DeWitt
Reported with amendments. (9-0-1) (Regular)

House Bill No. 733, by Daniel
Reported with amendments. (11-0-1) (Regular)

House Bill No. 750, by Hutter
Reported with amendments. (12-0-1) (Regular)

JOSEPH F. TOOMY
Chairman

Report of the Committee on Labor and Industrial Relations

May 12, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 443, by Curtis
Reported with amendments. (7-0) (Regular)

House Bill No. 482, by Curtis
Reported with amendments. (8-0) (Regular)

House Bill No. 680, by Hunter
Reported favorably. (10-0) (Regular)

WILLIE HUNTER
Chairman

Report of the Committee on Municipal, Parochial and Cultural Affairs

May 12, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Bill No. 30, by Smith, Jack
Reported favorably. (9-0-1) (Regular)

House Bill No. 75, by Alexander
Reported favorably. (8-0-1) (Regular)

House Bill No. 254, by Ritchie
Reported favorably. (8-1-1) (Regular)

House Bill No. 398, by Hill
Reported with amendments. (9-0-1) (Regular)

House Bill No. 401, by Tucker
Reported favorably. (8-0-1) (Regular)

House Bill No. 426, by Walker
Reported favorably. (8-0-1) (Regular)

House Bill No. 496, by McDonald
Reported favorably. (8-0-1) (Regular)

House Bill No. 542, by Johns
Reported with amendments. (9-0-1) (Regular)

House Bill No. 668, by Kleckley
Reported with amendments. (8-0-1) (Regular)

House Bill No. 746, by Curtis
Reported favorably. (6-0-1) (Regular)

House Bill No. 837, by Kennard
Reported with amendments. (9-0-1) (Regular)

ERNEST BAYLOR, JR.
Chairman

Report of the Committee on Retirement

Thursday, May 12, 2005

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Retirement to submit the following report:

House Bill No. 251, by Bruneau
Reported with amendments. (7-0) (Regular)

House Bill No. 724, by Erdey
Reported favorably. (7-0) (Regular)

MATTHEW P. SCHNEIDER III
Chairman

Privileged Report of the Committee on Enrollment

May 12, 2005

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 91—

BY REPRESENTATIVES LAMBERT, M. POWELL, ST. GERMAIN, M. GUILLORY, WHITE, ALARIO, ARNOLD, BADON, BAUDOUIN, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, CRAVINS, DARTEZ, DEWITT, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GEYMAN, GLOVER, GRAY, GREENE, E. GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LANCASTER, MCDONALD, MCVEA, MONTGOMERY, ODINET, PIERRE, PITRE, T. POWELL, QUEZAIRE, RITCHIE, SALTER, SCALISE, SHEPHERD, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WOOTON, AND WRIGHT AND SENATOR AMEDEE

A CONCURRENT RESOLUTION

To commend Mothers of Military Servicemen and Women - Blue Star Mothers of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 93—

BY REPRESENTATIVE DORSEY AND SENATOR HINES

A CONCURRENT RESOLUTION

To designate Tuesday, May 10, 2005, as Tar Wars Day in the state of Louisiana and to commend the Louisiana Academy of Family Physicians, the American Academy of Family Physicians, the Louisiana Area Health Education Centers, the Baton Rouge General Medical Center, and all of the committed individual family physicians and partnering health professionals who have worked with the Tar Wars program to help the children of Louisiana to understand the positive aspects of not using tobacco; those who have learned the benefits of being tobacco free; and all of the Tar Wars poster contest participants and winners.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended to permit the Committee on Appropriations to meet on Monday, May 16, 2005.

Suspension of the Rules

On motion of Rep. Durand, the rules were suspended to permit the Committee on Health and Welfare to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 96

Suspension of the Rules

On motion of Rep. Karen Carter, the rules were suspended to permit the Committee on Insurance to meet on Monday, May 16, 2005, at 2:00 P.M.

Adjournment

On motion of Rep. Morrish, at 4:05 P.M., the House agreed to adjourn until Monday, May 16, 2005, at 4:00 P.M.

The Speaker of the House declared the House adjourned until 4:00 P.M., Monday, May 16, 2005.

ALFRED W. SPEER
Clerk of the House

Committee Meeting Notices

Committee on Appropriations

Will meet at: 1:00 P.M. Date: May 16, 2005 (**SUBJECT TO RULE SUSPENSION**)

Location: Committee Room 5

HB 224 DARTEZ FUNDS/FUNDING Increases the balance in the Dept. of Justice Legal Support Fund dedicated to support the Department of Justice

HB 393 BRUNEAU GAMING/REVENUE Increases the amount of monies dedicated for deposit into the Beautification and Improvement of the New Orleans City Park Fund from the Pari-mutuel Live Racing Facility Gaming Control Fund

HB 654 MONTGOMERY BONDS Authorizes securitization of unclaimed property revenues to provide funds for I-49 North and South projects

HB 824 ALARIO APPROPRIATIONS/ANCILLARY Provides for the ancillary expenses of state government

HB 840 ALARIO FUNDS/FUNDING Provides for the dedication of the sales tax collected by Louisiana Tourism Promotion District

HB 841 ALARIO REVENUE SHARING Provides for distribution of the Revenue Sharing Fund for Fiscal Year 2005-2006

HB 858 SALTER LEGISLATIVE EXPENSES Makes appropriations for the expenses of the legislature for the 2005-2006 Fiscal Year

OTHER BUSINESS RECOMMENDATION OF CANDIDATE FOR THE POSITION OF LEGISLATIVE FISCAL OFFICER

JOHN A. ALARIO, JR.
Chairman

Committee on Health and Welfare

Will meet at: 9:00 A.M. Date: May 16, 2005

Location: Committee Room 6

HCR 1 FARRAR SANITARY CODE Provides with respect to manufacturer's endorsements

HCR 96 DOERGE (TBA) CHILDREN/CARE Requests the Department of Social Services to promulgate rules and regulations to provide for the licensure of after-school enrichment programs (**Subject to rule suspension**)

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- HB 121 ODINET NURSING HOMES** Requires criminal background checks on nursing home and long-term care facility residents
- HB 293 TUCKER HEALTH** Creates the Parkinson's Disease Registry
- HB 463 MARCHAND SOCIAL SERVICES DEPT** Provides for reinspection fees for child and adult care facilities licensed by the Department of Social Services
- HB 472 BARROW CHILDREN/ABUSE** Assesses an additional \$2 fee on the subsequent issuance of a death certificate
- HB 637 CRAVINS, JR. JUVENILES** Provides for the appointment of a tutor when a child in custody of office of youth development is placed in out-of-home placement
- HB 675 BEARD HEALTH/DEATH-DYING** Creates the Human Dignity Act which places restrictions to death by starvation and dehydration
- HB 734 GUILLORY, M. ELDERLY** Requires federal criminal history checks and elder abuse training for nonlicensed persons and licensed ambulance personnel
- HB 749 HUTTER HEALTH** Provides for licensing for pain management clinics
- HB 753 DURAND PHARMACISTS** Amends provisions of the Pharmacy Practice Act
- HB 759 BURNS HEARING AID DEALERS** Provides for the Louisiana Board for Hearing Aid Dealers
- HB 774 JACKSON, M. HEALTH CARE/RECORDS** Creates the Health Care Consumer's Right to Know Act
- HB 791 ROBIDEAUX CHILDREN/CARE** Provides for the definition and licensure of "drop-in" centers
- HB 798 GLOVER DRUGS/RESCRIPTION** Provides relative to prescription drug discounts for certain individuals who Qualify
- HB 816 JOHNS PHARMACISTS** Revises the fee schedule in the Pharmacy Practice Act

SYDNIE MAE DURAND
Chairman

Committee on Insurance

Will meet at: 2:00 P.M. Date: May 16, 2005

Location: Committee Room 3

- HB 136 DOWNS INSURANCE/LIFE** Creates an insurable interest of an employer in the life of an employee
- HB 319 MORRISH INSURANCE/PROPERTY** Provides for the calculation of insurance rates under the Louisiana Citizens Property Insurance Corporation
- HB 574 BARROW INSURANCE/HEALTH** Provides relative to recertifying of health care providers by health insurance issuers
- HB 670 CARTER, R. INSURANCE/AUTOMOBILE** Provides for responsibility of damages caused by excluded drivers

- HB 687 CARTER, K. INSURANCE/HOMEOWNERS** Provides for approval by the Louisiana Insurance Rating Commission for the conversion of policy forms

- HB 761 WHITE INSURANCE/AUTOMOBILE** Provides for air bags not to be calculated to determine if a vehicle is a total loss under the insurance policy

KAREN CARTER
Chair

Committee on Natural Resources

Will meet at: 3:30 P.M. Date: May 16, 2005

Location: At Representative Pierre's Desk in the House Chamber

- HCR 95 ST. GERMAIN HUNTING/DEER** Directs the Louisiana Wildlife and Fisheries Commission to return the deer hunting regulations for Area 6 to the same provisions as implemented in the 2003-2004 deer hunting season

WILFRED PIERRE
Chairman

Weekly Committee Schedules

The following committees posted weekly committee schedules as follows:

Committee on Health and Welfare

Monday, May 16, 2005
Committee Room No. 5
9:00 A.M.

INSTRUMENTS TO BE HEARD:

- HCR 1 FARRAR SANITARY CODE** Provides with respect to manufacturer's endorsements
- HB 121 ODINET NURSING HOMES** Requires criminalbackground checks on nursing home and long-term care facility residents
- HB 293 TUCKER HEALTH** Creates the Parkinson's Disease Registry
- HB 463 MARCHAND SOCIAL SERVICES DEPT** Provides for reinspection fees for child and adult care facilities licensed by the Department of Social Services
- HB 472 BARROW CHILDREN/ABUSE** Assesses an additional \$2 fee on the subsequent issuance of a death certificate
- HB 637 CRAVINS, JR. JUVENILES** Provides for the appointment of a tutor when a child in custody of office of youth development is placed in out-of-home placement
- HB 675 BEARD HEALTH/DEATH-DYING** Creates the Human Dignity Act which places restrictions to death by starvation and dehydration
- HB 734 GUILLORY, M. ELDERLY** Requires federal criminal history checks and elder abuse training for nonlicensed persons and licensed ambulance personnel
- HB 749 HUTTER HEALTH** Provides for licensing for pain management clinics

- HB 753 DURAND PHARMACISTS** Amends provisions of the Pharmacy Practice Act
- HB 759 BURNS HEARING AID DEALERS** Provides for the Louisiana Board for Hearing Aid Dealers
- HB 774 JACKSON, M. HEALTH CARE/RECORDS** Creates the Health Care Consumer's Right to Know Act
- HB 791 ROBIDEAUX CHILDREN/CARE** Provides for the definition and licensure of "drop-in" centers
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SYDNIE MAE DURAND
Chairman

Committee on Insurance

Monday, May 16, 2005
Committee Room No. 3
9:00 A.M.

INSTRUMENTS TO BE HEARD:

- HB 136 DOWNS INSURANCE/LIFE** Creates an insurable interest of an employer in the life of an employee
- HB 319 MORRISH INSURANCE/PROPERTY** Provides for the calculation of insurance rates under the Louisiana Citizens Property Insurance Corporation
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KAREN CARTER
Chair

Committee on Natural Resources

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WILFRED PIERRE
Chairman

LEGISLATIVE INSTRUMENTS MAY BE DELETED (DOES NOT REQUIRE HOUSE RULES SUSPENSION) OR ADDED (REQUIRES HOUSE RULES SUSPENSION) PRIOR TO THE MEETING DATE. (HOUSE RULES 14.23 AND 14.24) SEE THE DAILY NOTICE OF COMMITTEE MEETINGS POSTED PRIOR TO MEETING DATE.